



SENATE OF THE FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Wednesday, 22nd September, 2021

1. The Senate met at 10:54 a.m. The President of the Senate read prayers.
2. Votes and Proceedings:
The Senate examined the Votes and Proceedings of Tuesday, 21st September, 2021.

Question was put and the Votes and Proceedings were approved.

3. **Announcements:**

(a) *Conference Committee:*

The President of the Senate named the following Senators as Conferees on the Electoral Bill, 2021:

(i)	Senator Yahaya A. Abdullahi	—	Chairman
(ii)	Senator Kabiru I. Gaya	—	North West
(iii)	Senator Surajudeen A. Basiru	—	South West
(iv)	Senator Uche L. Ekwunife	—	South East
(v)	Senator Mohammed D. Goje	—	North East
(vi)	Senator Matthew A. Urhohide	—	South South

(b) *Wedding Invitation:*

The President of the Senate read a letter from Senator James E. Manager (*Delta South*) as follows:



**SENATOR JAMES EBIOWO MANAGER, CON
DELTA SOUTH SENATORIAL DISTRICT**

20th September, 2021

*Your Excellency,
Dr. Ahmad Lawan
The Senate President
Senate of the Federal Republic of Nigeria
National Assembly Complex
Abuja*

NOTIFICATION OF MY SON'S WEDDING

I wish to inform you and invite all the Distinguished Senators that my Son BARRISTER FUNKEYE MANAGER will be wedding his heart-throb, MISS BERKY EREKPOEDESEMI SEIBIDOR on October 09, 2021, at Abundant Life Evangelical Mission, opposite Guarantee Trust Bank, Sani Abacha Expressway Yenagoa, Bayelsa State by 10am prompt and reception follows immediately at Honni Hills Hotel, No. 3 Odede Street, off Alamesighia/Amasoma Road, Tombia by Rukee Guest House Yenagoa. The invitation cards will be sent as soon as possible.

Please, accept the assurances of my highest regards.

Signed

SENATOR JAMES E. MANAGER, CON.

4. Petitions:

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

- (a) Adenike A.O. Ogunshe, against the Vice Chancellor and Registrar of the University of Ibadan, over an alleged grand conspiracies against his person, career existence and fundamental human rights;
- (b) Sunday M. Akinwale, against the Honourable Minister of Education and the Director General, National Youth Service Corps (NYSC) over an alleged non-release of his NYSC exemption letter;
- (c) Ambassador Dr. Etim Udo Uye and three (3) others, on behalf of Oron Nation in Akwa Ibom State, against the Government of Akwa Ibom State over the relocation of Ibaka Deep Sea Port from a natural harbour in Oron to Ibeno to be built in an artificial ocean as a dug out Port;
- (d) M.H. Adamu and three (3) others, against DCP Abba Kyari and SUPOL Moshood Lawal and others under guise of Inspector General of Police Intelligence Response Team (IRT), over an alleged unlawful detention, inhuman treatment, persecution and extortion; and
- (e) Honourable Chief Donatus Nwankpa E. and three (3) others, against the Niger Delta Development Commission (NDDC) Board for the substitution of Chief Nwogu N. Nwogu as the Representative of Abia State on the NDDC Board with the nominee of the State All Progressives Congress (APC) caucus.

He urged the Senate to look into the matters.

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

5. Presentation of Bills:

- (i) Control of Small Arms and Light Weapons Bill, 2021 (SB. 794) — *Read the First Time.*
- (ii) Explosives Act Cap E18 LFN 2004 (Repeal & Re-enactment) Bill, 2021 (SB. 793) — *Read the First Time.*
- (iii) Federal Agricultural Research Centre Namu, Plateau State (Establishment) Bill, 2021 (SB. 776) — *Read the First Time.*

- (iv) Federal University, Dutsin-ma Teaching Hospital (Establishment) Bill, 2021 (SB. 798) — *Read the First Time.*
- (v) Agricultural and Rural Management Training Institute, Chikun (Establishment) Bill, 2021 (SB. 812) — *Read the First Time.*

6. Executive Communication:

Confirmation of the Nomination of persons for Appointment as Chairman, Chief Executive and Executive Directors for the Board of the Nigerian Midstream and Downstream Petroleum Regulatory Authority:

Motion made: That the Senate do consider the request of Mr. President, Commander in Chief of the Armed Forces of the Federation on the confirmation of the nomination of the following persons for appointment as Chairman, Chief Executive and Executive Directors for the Board of the Nigerian Midstream and Downstream Petroleum Regulatory Authority:

S/No.	Name	Position
1.	Idaere Gogo Ogan	Chairman
2.	Engr. Sarki Auwalu	Chief Executive
3.	Abiodun A. Adeniji	Executive Director, Finance and Accounts
4.	Ogbugo Ukoha	Executive Director, Distributions System, Storage and Retail Infrastructure

(Senate Leader).

Question put and agreed to.

Request accordingly referred to the Committee on Downstream Petroleum Sector to report within one (1) week.

7. Executive Communication:

Confirmation of the Nomination for Appointment as Chairman, Chief Executive and Executive Commissioners for the Board of the Upstream Regulatory Commission:

Motion made: That the Senate do consider the request of Mr. President, Commander in Chief of the Armed Forces of the Federation on the confirmation of the nomination of the following persons for appointment as Chairman, Chief Executive and Executive Commissioners for the Board of the Upstream Regulatory Commission:

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

(Senate Leader).

Question put and agreed to.

Request accordingly referred to the Committee on Petroleum Resources (Upstream) to report within one (1) week.

8. Executive Communication:

Confirmation of the Nomination for Appointment as Secretary and Board Members of the Economic and Financial Crimes Commission (EFCC):

Motion made: That the Senate do consider the request of Mr. President, Commander in Chief of the Armed Forces of the Federation on the confirmation of the nomination of the following persons for appointment as Secretary and Board Members of the Economic and Financial Crimes Commission (EFCC):

S/No.	Name	Position	State of Origin
1.	George Abang Ekpungu	Secretary of the Commission	Cross River
2.	Luqman Muhammed	Board Member	Edo
3.	Anumba Adaeze	Board Member	Enugu
4.	Alh. Kola Raheem Adesina	Board Member	Kwara
5.	Alh. Yahaya Muhammad	Board Member	Yobe

(Senate Leader).

Question put and agreed to.

Request accordingly referred to the Committee on Anti-Corruption and Financial Crimes to report within one (1) week.

9. Committees on Finance; National Planning; Local and Foreign Debts; Banking, Insurance & Other Financial Institutions; Petroleum Resources (Upstream); Downstream Petroleum Sector and Gas:

Report on the 2022 - 2024 Medium-Term Expenditure Framework (MTEF) and Fiscal Strategy Paper (FSP):

Motion made: That the Senate do receive and consider the Report of the Committees on Finance; National Planning; Local and Foreign Debts; Banking, Insurance & Other Financial Institutions; Petroleum Resources (Upstream); Downstream Petroleum Sector and Gas on the 2022 - 2024 Medium-Term Expenditure Framework (MTEF) and Fiscal Strategy Paper (FSP) *(Senator Solomon O. Adeola — Lagos West).*

Question put and agreed to.

Report Laid and presented.

Debate:

Proposed Resolution (i):

Question: That the daily crude oil production of 1.88mbpd, 2.23mbpd, and 2.22mbpd for 2022, 2023 and 2024 respectively, be approved, in view of average 1.93mbpd over the past 3 years and the fact that a very conservative oil output benchmark has been adopted for the medium term in order to ensure greater budget realism — *Agreed to.*

Proposed Resolution (ii):

Question: That the Benchmark oil price of USD\$57 per barrel be approved because of the clear evidence of wide consultations with key stakeholders and the age long fiscal strategy of addressing the oil price shocks by the adoption of a higher forecast than oil price benchmark for fiscal projections over the medium term — *Agreed to.*

Proposed Resolution (iii):

Question: That the Exchange Rate of ₦410.15/US\$ proposed by the Executive for the 2022-2024 be approved — *Agreed to.*

Proposed Resolution (iv):

Question: That the projected GDP growth rate of 4.20% be approved — *Agreed to.*

Proposed Resolution (v):

Question: That the projected Inflation rate of 13.00% be approved — *Agreed to.*

Proposed Resolution (vi):

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

Proposed Resolution (vii):

Question: That the projected New Borrowings of ₦4.89 trillion (including Foreign and Domestic Borrowing) be approved, subject to the provision of details of the borrowing plan to the National Assembly — *Agreed to.*

Proposed Resolution (viii):

Question: That the USD\$3.5 billion International Monetary Fund (IMF) loan at the rate of 0.01% to 0.02% be approved to shore up its internal borrowing and to reduce external borrowing because of the exchange rate risks — *Agreed to.*

Proposed Resolution (ix):

Question: That the following sundry parameters in the 2022-2024 MTEF/FSP document be approved:

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

Proposed Resolution (x):

Question: That the Salaries and Wages Commission should review the salary structure of all the MDAs, in other to come up with a new salary structure for the MDAs that will reflect the true financial position of the Agencies — *Agreed to.*

Proposed Resolution (xi):

Question: That there should be a continuous review of the Fiscal Responsibility Act to ensure that all revenues are remitted to the Consolidated Revenue Fund (CRF) as at and when due, in order to curtail frivolous deductions and diversion of funds by the MDAs — *Agreed to.*

Proposed Resolution (xii):

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

Proposed Resolution (xiii):

Question: That the Nigeria Customs Service should accelerate the process of installing scanners at all Ports across the country to curb the issue of underpayment of custom duties on imported goods which has resulted in huge loss of revenue to the government, and to further improve its activities at all borders across the country in order to curb the issues of smuggling — *Agreed to.*

Proposed Resolution (xiv):

Question: The Committee recommended urgent implementation of the Petroleum Industry Act (PIA) recently assented to by the President in order to curtail the problems of smuggling and round-tripping of petroleum products imported into the country — *Agreed to.*

Proposed Resolution (xv):

Question: That the proposed budget of the Government Owned Enterprises (GOEs) be reviewed upward to show the reflection of their capabilities to generate more revenue — *Agreed to.*

Proposed Resolution (xvi):

Question: That the offices of the Accountant General of the Federation (AGF), Auditor General of the Federation (AuGF) and Fiscal Responsibility Commission (FRC) be strengthened in the area of staffing and proper funding of its activities to ensure optimal performance of their duties in order to adequately monitor the remittances of all government revenues — *Agreed to.*

Proposed Resolution (xvii)

Question: That the Act establishing some MDAs be reviewed and amended as a matter of urgency to evidence a more nationalistic interest, as these amendments will assist to generate more revenue to the coffers of the government, such as Nigerian Investment Promotion Council (NIPC) Act, National Lottery Trust Fund Act, Bank of Industry Act, Bank of Agriculture Act, Energy Commission Act and Nigeria Nuclear Regulatory Commission Act — *Agreed to.*

Proposed Resolution (xviii):

Question: That the Federal government budget be reviewed and be purged of some agencies that have demonstrated capacity to stand on their own without any recourse to Federal Government of Nigeria Budget, for example National Agency for Food and Drug Administration and Control (NAFDAC) and Nigerian College of Aviation Technology, Zaria (NCAT) — *Agreed to.*

Resolved:

- (i) That the daily crude oil production of 1.88mbpd, 2.23mbpd, and 2.22mbpd for 2022, 2023 and 2024 respectively, be approved, in view of average 1.93mbpd over the past 3 years and the fact that a very conservative oil output benchmark has been adopted for the medium term in order to ensure greater budget realism;
- (ii) That the Benchmark oil price of USD\$57 per barrel be approved because of the clear evidence of wide consultations with key stakeholders. and the age long fiscal strategy of addressing the oil price shocks by the adoption of a higher forecast than oil price benchmark for fiscal projections over the medium term;
- (iii) That the Exchange Rate of ₦410.15/US\$ proposed by the Executive for the 2022-2024 be approved;
- (iv) That the projected GDP growth rate of 4.20% be approved;
- (v) That the projected Inflation rate of 13.00% be approved;
- (vi) That the Fiscal deficit estimate of ₦5.62 trillion (including GOEs) be sustained due to the Federal Government's conservative approach to target setting and its determination to improve collection efficiency of major revenue generating agencies while it continues to enforce the implementation of the Performance Management Framework for GOEs by ensuring that they operate in more fiscally responsible manner whilst reviewing their operational efficiencies, and costs-to-income ratios, as declared;
- (vii) That the projected New Borrowings of ₦4.89 trillion (including Foreign and Domestic Borrowing) be approved, subject to the provision of details of the borrowing plan to the National Assembly;
- (viii) That the USD\$3.5 billion International Monetary Fund (IMF) loan at the rate of 0.01% to 0.02% be approved to shore up its internal borrowing and to reduce external borrowing because of the exchange rate risks;
- (ix) That the following sundry parameters in the 2022-2024 MTEF/FSP document be approved:
 - a. FGN retained revenue of ₦8.36 trillion; total FGN proposed expenditure of ₦13.98 trillion;
 - b. Fiscal deficit of ₦5.62 trillion (including GOEs);
 - c. New Borrowings of ₦4.89 trillion (including Foreign and domestic Borrowing), subject to the provision of details of the borrowing plan to the National Assembly;
 - d. Statutory transfers, totaling, ₦613.4 billion;
 - e. Debt Service estimate of ₦3.12 trillion;
 - f. Sinking Fund to the tune of ₦292 billion;
 - g. Pension, Gratuities & Retirees Benefits of ₦567 billion; and
 - h. Aggregate FGN Expenditure of ₦13.98 trillion; made up of Total Recurrent

(Non-debt) of ₦6.21 trillion; Personnel Costs (MDAs) of ₦3.47 trillion; of Capital expenditure (exclusive of Transfers) ₦3.26 trillion; Special Intervention (Recurrent) amounting to ₦350 billion; and Special intervention (Capital) of ₦10billion;

- (x) That the Salaries and Wages Commission should review the salary structure of all the MDAs, in other to come up with a new salary structure for the MDAs that will reflect the true financial position of the Agencies;
- (xi) That there should be a continuous review of the Fiscal Responsibility Act to ensure that all revenues are remitted to the Consolidated Revenue Fund (CRF) as and when due, in order to curtail frivolous deductions and diversion of funds by the MDAs;
- (xii) That all laws relating to mining businesses should be reviewed as a matter of urgency to ensure upward review of rates applied to royalties, ground rent and licenses renewal of all mining companies operating in Nigeria to ensure transparency in the collection of revenue by the relevant agencies of the government and also look into the issues of illegal mining activities by recommending stringent sanctions in the proposed new laws;
- (xiii) That the Nigeria Customs Service should accelerate the process of installing scanners at all Ports across the country to curb the issue of underpayment of custom duties on imported goods which has resulted in huge loss of revenue to the government and to further improve it activities at all borders across the country in order to curb the issues of smuggling;
- (xiv) The Committee recommended urgent implementation of the Petroleum Industry Act (PIA) recently assented to by the President in order to curtail the problems of smuggling and round - tripping of petroleum products imported into the country;
- (xv) That the proposed budget of the Government Owned Enterprises (GOEs) be reviewed upward to show the reflection of their capabilities to generate more revenue;
- (xvi) That the offices of the Accountant General of the Federation (AGF), Auditor General of the Federation (AuGF) and Fiscal Responsibility Commission (FRC) be strengthened in the area of staffing and proper funding of its activities to ensure optimal performance of their duties in order to adequately monitor the remittances of all government revenues;
- (xvii) That the Act establishing some MDAs be reviewed and amended as a matter of urgency to evidence a more nationalistic interest, as these amendments will assist to generate more revenue to the coffers of the government, such as Nigerian Investment Promotion Council (NIPC) Act, National Lottery Trust Fund Act, Bank of Industry Act, Bank of Agriculture Act, Energy Commission Act and Nigeria Nuclear Regulatory Commission Act; and
- (xviii) That the Federal government budget be reviewed and be purged of some agencies that have demonstrated capacity to stand on their own without any recourse to Federal Government of Nigeria Budget, for example National Agency for Food and Drug Administration and Control (NAFDAC) and Nigerian College of Aviation Technology, Zaria (NCAT) (*S/Res/019/03/21*).

10. **Committee on Health (Secondary & Tertiary):**
Report on the Federal Medical Centre Owutu-Edda (Establishment) Bill, 2021 (SB. 295):

Presentation and consideration of Report deferred to another Legislative Day.

11. **Copyright Act, Cap C28 LFN 2004 (Repeal and Re-enactment) Bill, 2021 (SB. 769):**

Consideration of Bill deferred to another Legislative Day.

12. **Federal University Gusau Teaching Hospital (Establishment) Bill, 2021 (SB. 640):**

Consideration of Bill deferred to another Legislative Day.

13. **Electric Power Sector Reform Act, 2005 (Repeal and Re-enactment) Bill, 2021 (SB. 511):**

Consideration of Bill deferred to another Legislative Day.

14. **Motions:**

(a) *Urgent need to encourage all Multinational and Nigerian Oil and Gas Companies to relocate to their Operational Bases:*

Consideration of Motion deferred to another Legislative Day.

(b) *Urgent need to conduct investigation on allegation of Fake COVID-19 Test Result being used to defraud Nigerians in Ghana and the obtainment of Fake COVID-19 Vaccination Cards:*

Consideration of Motion deferred to another Legislative Day.

15. **Adjournment:**

Motion made: That the Senate do now adjourn till Tuesday, 28th September, 2021 at 10.00 a.m. (Senate Leader).

Question put and agreed to.

Adjourned accordingly at 1:48 p.m.

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

