1. The House met at 10.17 a.m. Mr Deputy Speaker read the Prayers.

2. The House recited the National Pledge

3. Votes and Proceedings
   Mr Deputy Speaker announced that he had examined and approved the Votes and Proceedings of Thursday, 19 December, 2019.

   The Votes and Proceedings was adopted by unanimous consent.

4. Matters of Urgent Public Importance (Standing Order Eight, Rule 4)
   (i) Need to Stop Incessant Attacks by Boko Haram Insurgents in Communities Bordering Sambisa in Askira/Uba Local Government Area, Borno State:
      Hon. Haruna Mshelia (Askira/Uba/Hawul Federal Constituency) introduced the matter and prayed the House to:

      (a) consider and approve the matter as one of urgent public importance; and

      (b) suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith.

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

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

   Need to Stop Incessant Attacks by Boko Haram Insurgents in Communities Bordering Sambisa in Askira/Uba Local Government Area, Borno State:

   The House:

   Notes that there was series of attack by Boko Haram insurgents on communities of Lassa, Mussa, Kufa, Gwandang, Rimirgo and Chul, with looting and burning of private and public properties, and in the last attack on Wednesday, 18 December, 2019 in Chul Village, lives were lost and properties destroyed;
Also notes that those communities were at the period, hosting Internally Displaced Persons whose villages are within the Sambisa area;

Aware of its Resolution of Thursday, 18 July, 2019, urging the Federal Government through the Ministry of Defence, and the North East Development Commission to engage, train, equip, provide logistics and pay stipends to local vigilantes and hunters on ad-hoc basis who will in turn assist the security forces in the final push to end the Boko Haram insurgency;

Concerned that the Resolution has not been complied with, hence the incessant attacks on the communities have continued without let;

Worried that the living conditions of people in those communities are getting worse as a result of the attacks;

Resolves to:

(i) urge the National Emergency Management Agency (NEMA) to as a matter of urgency provide relief materials in the form of food, non food items and building materials to enable these unfortunate people get their lives together again;

(ii) also urge the Committee on Legislative Compliance to ensure compliance with its Resolutions regarding empowering local vigilantes and hunters without delay;

(iii) further urge the Ministry of Defence through the relevant Services to post more Security Personnel to these areas to avert further attacks; and

(iv) observe a minute silence in honour of those that lost their lives during these attacks (Hon. Haruna Mshelia — Askira/Uba/Hawul Federal Constituency).

Debate.

Agreed to.

The House:

Noted that there was series of attack by Boko Haram insurgents on communities of Lassa, Mussa, Kufa, Gwandang, Rimirgo and Chul, with looting and burning of private and public properties, and in the last attack on Wednesday, 18 December, 2019 in Chul Village, lives were lost and properties destroyed;

Also noted that those communities were at the period, hosting Internally Displaced Persons whose villages are within the Sambisa area;

Aware of its Resolution of Thursday, 18 July, 2019, urging the Federal Government through the Ministry of Defence, and the North East Development Commission to engage, train, equip, provide logistics and pay stipends to local vigilantes and hunters on ad-hoc basis who will in turn assist the security forces in the final push to end the Boko Haram insurgency;

Concerned that the Resolution has not been complied with, hence the incessant attacks on the communities have continued without let;

Worried that the living conditions of people in those communities are getting worse as a result of the attacks;
Resolved to:

(i) urge the National Emergency Management Agency (NEMA) to as a matter of urgency provide relief materials in the form of food, non food items and building materials to enable these unfortunate people get their lives together again;

(ii) also urge the Committee on Legislative Compliance to ensure compliance with its Resolutions regarding empowering local vigilantes and hunters without delay;

(iii) further urge the Ministry of Defence through the relevant Services to post more Security Personnel to these areas to avert further attacks; and

(iv) observe a minute silence in honour of those that lost their lives during these attacks (HR. 290/12/2019).

(ii) Need to Investigate Payment and Remittance of Tax Accruable to the National Information Technology Development Fund (NITDEF) Established by the National Information Technology Development Agency Act 2007:

Hon. Uzoma Nkem-Abonta (Ukwa East/Ukwa West Federal Constituency) introduced the matter and prayed the House to:

(a) consider and approve the matter as one of urgent public importance; and

(b) suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith.

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

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

Need to Investigate Payment and Remittance of Tax Accruable to the National Information Technology Development Fund (NITDEF) Established by the National Information Technology Development Agency Act, 2007:

The House:

Notes that the National Information Development Agency (NITDA) Act was enacted in 2007 with the function of creating a frame work for the planning, research, development, standardization, application, coordination, monitoring, evaluation and regulation of information technology practices, activities and systems in Nigeria amongst others;

Also notes that Section 12 of the Act established a fund known as the National Information Technology Development Fund, into which is paid a levy of 1% of the profit before tax of companies and enterprises enumerated in the Third Schedule to the Act, with an annual turnover of ₦100,000,000 and above;

Aware that among the companies listed in the Third Schedule to the Act are Global System of Mobil Communications (GSM) Service Providers and all Telecommunications companies, as well as Cyber Companies and Internet Providers;

Also aware that in accordance with the provisions of the NITDA Act, the Federal Inland Revenue Service is mandated to assess, collect and pay all accruable levies into the fund, while the board of NITDA has powers to manage the fund;
Concerned about reports of non payment and underpayment of taxes accruable to the National Information Technology Development Fund by licensed Mobile Network Operators, International Data Access License Owners, Interconnect Clearing House License Owners, Cyber Companies and Internet Providers, International Gateway License Owners, Unified Access License Owners, and the International Submarine Cable and International Landing Station License Owners;

Alarmed that the reports suggest that from the end of 2008 financial year, when the National Information Technology Development Tax became operational till date, the taxable companies such as GLO and Airtel have only paid tax for 4 years while 9mobile has not paid at all;

Cognizant that in reality, these companies make huge amount of annual profits that run into billions of naira and may, with the aid of FIRS officials, be resorting to sharp practices that will enable them declare loss or less profit, thereby avoiding payment of National Information Technology Development Tax or making underpayment;

Worried that if companies are allowed to evade or underpay tax, Nigeria will continue to lose a veritable source for generation of revenue and development will be slow or hampered;

Resolves to:

Mandate the Committee on ICT to investigate payment and remittance of tax accruable to the National Information Technology Development Fund by GSM Service Providers and all Telecommunications companies, as well as Cyber Companies and Internet Providers (and all others mentioned above) from 2008 till date and report back within four (4) weeks (Hon. Uzoma Nkem-Abonta — Ukwa East/West Federal Constituency)

Debate.

Amendment Proposed:
Leave out the Prayer, and insert a new Prayer as follows:
“Mandate the Committees on ICT, and Finance to investigate the payment and remittance of tax accruable to the National Information Technology Development Fund by GSM Service Providers, and all Telecommunication companies as well as Cyber companies and Internet Providers from 2008 to date and report back within 8 weeks” (Hon. Ndudi Elumelu — Aniocha/Oshimili Federal Constituency).

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Notes that the National Information Development Agency (NITDA) Act was enacted in 2007 with the function of creating a frame work for the planning, research, development, standardization, application, coordination, monitoring, evaluation and regulation of information technology practices, activities and systems in Nigeria amongst others;

Also notes that Section 12 of the Act established a fund known as the National Information Technology Development Fund, into which is paid a levy of 1% of the profit before tax of companies and enterprises enumerated in the Third Schedule to the Act, with an annual turnover of N100,000,000 and above;
Aware that among the companies listed in the Third Schedule to the Act are Global System of Mobil Communications (GSM) Service Providers and all Telecommunications companies, as well as Cyber Companies and Internet Providers;

Also aware that in accordance with the provisions of the NITDA Act, the Federal Inland Revenue Service is mandated to assess, collect and pay all accruable levies into the fund, while the board of NITDA has powers to manage the fund;

Concerned about reports of non payment and underpayment of taxes accruable to the National Information Technology Development Fund by licensed Mobile Network Operators, International Data Access License Owners, Interconnect Clearing House License Owners, Cyber Companies and Internet Providers, International Gateway License Owners, Unified Access License Owners, and the International Submarine Cable and International Landing Station License Owners;

Alarmed that the reports suggest that from the end of 2008 financial year, when the National Information Technology Development Tax became operational till date, the taxable companies such as GLO and Airtel have only paid tax for 4 years while 9mobile has not paid at all;

Cognizant that in reality, these companies make huge amount of annual profits that run into billions of naira and may, with the aid of FIRS officials, be resorting to sharp practices that will enable them declare loss or less profit, thereby avoiding payment of National Information Technology Development Tax or making underpayment;

Worried that if companies are allowed to evade or underpay tax, Nigeria will continue to lose a veritable source for generation of revenue and development will be slow or hampered;

Resolved to:

Mandate the Committees on ICT, and Finance to investigate the payment and remittance of tax accruable to the National Information Technology Development Fund by GSM Service Providers, and all Telecommunication companies as well as Cyber companies and Internet Providers from 2008 to date and report back within 8 weeks (HR. 291/12/2019).

Motion made and Question proposed, “That the House do suspend Order Eight, Rule 4 (4) to enable it take more than 2 matters of urgent public importance” (Hon. Fulata Abubakar Hassan — Birniwa/Guri/Kiri-Kasamma Federal Constituency).

Agreed to.

(iii) Need for the Federal Government to Suspend the License of Total Exploration and Production Nigeria Limited from Operating OML 58 for Damaging the Entire Community of Umu-Oka of Akabuka in Ogba/Egbema/Ndoni Local Government Areas of Rivers State:
Hon. Muhammed Gudaji Kazaure (Kazaure/Roni/Gwiwa/Yan’Kwashi Federal Constituency) introduced the matter and prayed the House to consider and approve the matter as one of urgent public importance — Negatived.

5. Presentation of Bills

The following Bills were read the First Time:

(1) National Environmental Standards Regulation and Enforcement Agency Act (Amendment) Bill, 2019 (HB.622).

(2) Freedom of Information Act (Amendment) Bill, 2019 (HB.623).
(3) Vandalism Bill, 2019 (HB.624).
(4) Environmental Restoration Agency Bill, 2019 (HB.625).
(7) Federal University of Sports, Afuze, Edo State (Establishment) Bill, 2019 (HB.628).
(9) South South Development Commission (Establishment) Bill, 2019 (HB.630).

6. Presentation of Report
   Committee on Customs and Excise:
   Motion made and Question proposed, “That the House do receive the Report of the Committee on Customs and Excise on the issue from the Statutory Revenue Fund of the Nigerian Customs Service, the Total Sum of ₦238,149,325,832.70 (Two Hundred and Thirty-Eight Billion, One Hundred and Forty-Nine Million, Three Hundred and Twenty-Five Thousand, Eight Hundred and Thirty-Two Naira, Seventy Kobo) only, of which the sum of ₦98,606,217,521.96 (Ninety-Eight Billion, Six Hundred and Six Million, Two Hundred and Seventeen Thousand, Five Hundred and Twenty-One Naira, Ninety-Six Kobo) only, is for Personnel Cost, ₦15,952,305,336.72 (Fifteen Billion, Nine Hundred and Fifty-Two Million, Two Hundred and Seven Thousand, Three Hundred and Thirty-Six Naira, Seventy-Two Kobo) only, is for Overhead Cost while (₦123,590,802,974.40) (One Hundred and Twenty-Three Billion, Five Hundred and Ninety Million, Eight Hundred and Two Thousand, Nine Hundred and Seventy-Four Naira, Forty Kobo) only, is for Capital Projects for the year ending on 31 December, 2020” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

   Agreed to.
   Report laid.

7. A Bill for an Act to Amend the National Council on Public Procurement and the Bureau of Public Procurement Act, No. 14, 2017 to Review the Mobilization Fees paid to Contractors, Institute E-Procurement and Provide time frame for the Procurement Process etc.; and for Related Matters (HB.583) — Third Reading
   Motion made and Question proposed, “That a Bill for an Act to Amend the National Council on Public Procurement and the Bureau of Public Procurement Act, No. 14, 2017 to Review the Mobilization Fees paid to Contractors, Institute E-Procurement and Provide time frame for the Procurement Process etc.; and for Related Matters (HB.583) be now read the Third Time” (Hon. Akpatason Peter — Deputy House Leader).

   Agreed to.
   Bill read the Third Time and passed.

8. A Bill for an Act to Repeal the Health Records Officers (Registration, etc.) Act, Cap. H2, Laws of the Federation of Nigeria, 2004 and Enact the Health Information Practitioners Council of Nigeria Bill for Effective and efficient Health information Management, to Regulate the Training, Practice and Management of Health Information System in Nigeria; and for Related Matters (HB. 179) — Third Reading
Motion made and Question proposed, “That a Bill for an Act to Repeal the Health Records Officers (Registration etc.) Act, Cap. H2, Laws of the Federation of Nigeria, 2004 and Enact the Health Information Practitioners Council of Nigeria Bill for Effective and efficient Health information Management, to Regulate the Training, Practice and Management of Health Information System in Nigeria; and for Related Matters (HB. 179) be now read the Third Time” (Hon. Akpatason Peter — Deputy House Leader).

Agreed to.

Bill read the Third Time and passed.

9. A Bill for an Act to Establish the National Oil and Gas Museum Research Institute, Oloibiri, Bayelsa State; and for Related Matters, 2019 (HB. 391) — Second Reading
Motion made and Question proposed, “That a Bill for an Act to Establish the National Oil and Gas Museum Research Institute, Oloibiri, Bayelsa State; and for Related Matters, 2019 (HB. 391) be read a Second Time” (Hon. Obua Azibapu Fred — Ogbia Federal Constituency).

Debate.

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

Bill read the Second Time.

Bill referred to the Committees on Petroleum (Upstream), and Gas Resources.

10. A Bill for an Act to Provide for the Establishment of the Federal Polytechnic, Gboko, Benue State; and for Related Matters (HB. 400) — Second Reading
Motion made and Question proposed, “That a Bill for an Act to Provide for the Establishment of the Federal Polytechnic, Gboko, Benue State; and for Related Matters (HB. 400) be read a Second Time” (Hon. John Dyegh — Gboko/Tarka Federal Constituency).

Debate.

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

Bill read the Second Time.

Bill referred to the Committee on Tertiary Education and Services.

Motion made and Question proposed:

The House:

Notes that the Kano-Gezawa-Gabasawa-Garki-Gumel-Maloni-Madori-Hadeja federal road is connected to five Federal Constituencies and many other towns in Kano, Jigawa and Yobe States;

Also notes that the Road served as an important route for conveying agricultural produce across Kano and other adjoining States as well as easing the movement of motorists, when it was in good condition;

Concerned that such a vital road that was constructed more than two decades ago, is in a deplorable condition due to heavy traffic plying it and is therefore yearning for urgent rehabilitation;
Also worried that due to the serious dilapidation of the road, many lives are being lost in accidents and agricultural produce get wasted owing to delay in conveying them to markets, hence the need to rehabilitate the road to reduce the hardships on road users;

Resolves to:

(i) urge the Federal Roads Maintenance Agency (FERMA) to carry out rehabilitation of Kano-Gezawa-Gabasawa-Garki-Gumel-Malam Madori-Hadeja Federal Road to bring much needed relief to road users;

(ii) also urge the Federal Ministry of Works and Housing to initiate the dualization of the road;

(iii) mandate the Committees on Federal Roads Maintenance Agency (FERMA), and Works to ensure compliance (Hon. Sani Nazifi — Gume/Maigatari/S/Tankar/Gagarawa Federal Constituency and 4 others)

Agreed to.

(HR. 292/12/2019).

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

12. Rehabilitation of the Irrigation Project in Ayamelum Local Government Area, Built by Anambra/Imo River Basin Development Authority (AIRBDA)

Order read; deferred by leave of the House.

13. Call for Urgent Action to Combat the Incidents of Snake Bites in Kaltungo and Shongom Local Government Areas and other Affected Areas in Gombe State

Motion made and Question proposed:

The House:

Notes the prevalence of snake bites in Kaltungo and Shongom Local Government Areas of Gombe State that have become serious public health and occupational hazard to the affected communities that are largely agrarian;

Worried that governments at all levels have not given the matter the attention it deserves;

Concerned that the anti-snake venoms are imported into the country at unusual rates, exorbitant price and consequently, unaffordable by victims in the affected communities;

Resolves to:

(i) urge the Federal Government to declare snake bites incidents in Kaltungo and Shongom Local Government Areas a national health emergency and direct the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development, the National Emergency Management Agency (NEMA) and the Centre for Disease Control to intervene by providing temporary remediation;

(ii) also urge the Federal and Gombe State Governments to put in place modalities for the manufacturing of anti-snake venom at Kaltungo to make it affordable to the people;

(iii) further urge the Federal and Gombe State Governments to import and subsidize the anti-snake venom for affected people pending the beginning of local manufacturing of the anti-snake venom; and
mandate the Committee on Healthcare Services to investigate the scarcity of anti-snake bite venom in the country and report back within four (4) weeks as well as mandate the Committee on Legislative Compliance to ensure compliance (Hon. Simon Karu Elisha — Kaltungo/Shongom Federal Constituency).

Debate.

Amendment Proposed:

In Prayers (i) and (ii), immediately after the word “Federal” leave out the words “and Gombe State” (Hon. Ndudi Elumelu — Aniocha/Oshimili Federal Constituency).

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted the prevalence of snake bites in Kaltungo and Shongom Local Government Areas of Gombe State that have become serious public health and occupational hazard to the affected communities that are largely agrarian;

Worried that governments at all levels have not given the matter the attention it deserves;

Concerned that the anti-snake venoms are imported into the country at unusual rates, exorbitant price and consequently, unaffordable by victims in the affected communities;

Resolved to:

(i) urge the Federal Government to declare snake bites incidents in Kaltungo and Shongom Local Government Areas a national health emergency and direct the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development, the National Emergency Management Agency (NEMA) and the Centre for Disease Control to intervene by providing temporary remediation;

(ii) also urge the Federal Government to put in place modalities for the manufacturing of anti-snake venom at Kaltungo to make it affordable to the people;

(iii) further urge the Federal Government to import and subsidize the anti-snake venom for affected people pending the beginning of local manufacturing of the anti-snake venom; and

(iv) mandate the Committee on Healthcare Services to investigate the scarcity of anti-snake bite venom in the country and report back within four (4) weeks as well as mandate the Committee on Legislative Compliance to ensure compliance (HR. 293/12/2019).

14. Consideration of Reports

(i) Committee on Federal Capital Territory and Federal Capital Territory Area Councils and Ancillary Matters:

Motion made and Question proposed, “That the House do consider the Report of the Committees on Federal Capital Territory and Federal Capital Territory Area Councils and Ancillary Matters on a Bill for an Act to Authorise the issue from the Federal Capital Territory Administration Statutory Revenue fund of the Federal Capital Territory Administration Account, the total sum of ₦278,355,365,947.00 (Two Hundred and Seventy-Eight Billion, Three Hundred and Fifty-Five Million, Three Hundred and Sixty-Five Thousand, Nine Hundred and Forty-Seven Naira) only, of which the sum of ₦55,878,241,095.00 (Fifty-Five Billion, Eight Hundred and Seventy-Eight Million, Two Hundred and Forty-One Thousand and Ninety-Five Naira) only, is for Personnel Costs; and
the sum of ₦62,343,723,435.00 (Sixty-Two Billion, Three Hundred and Forty-Three Million, Seven Hundred and Twenty-Three Thousand, Four Hundred and Thirty-Five Naira) only, is for Overhead Costs; while the balance of ₦160,133,401,417.00 (One Hundred and Sixty Billion, One Hundred and Thirty Three Million, Four Hundred and One Thousand, Four Hundred and Seventeen Naira) only, is for Capital Projects for the Service of the Federal Capital Territory, Abuja for the year ending on 31 December, 2020 (HB. 603)"(Hon. Abdullahi Idris Garba — Kontagora/Wushishi/Mariga/Masheba Federal Constituency).

Agreed to.

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

(HOUSE IN COMMITTEE OF SUPPLY)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO AUTHORISE THE ISSUE FROM THE FEDERAL CAPITAL TERRITORY ADMINISTRATION STATUTORY REVENUE FUND OF THE FEDERAL CAPITAL TERRITORY ADMINISTRATION ACCOUNT, THE TOTAL SUM OF ₦278,355,365,947.00 (TWO HUNDRED AND SEVENTY-EIGHT BILLION, THREE HUNDRED AND FIFTY-FIVE MILLION, THREE HUNDRED AND SIXTY-FIVE THOUSAND, NINE HUNDRED AND FORTY-SEVEN Naira) only, of which the sum of ₦55,878,241,095.00 (FIFTY-FIVE BILLION, EIGHT HUNDRED AND SEVENTY-EIGHT MILLION, TWO HUNDRED AND FORTY-ONE THOUSAND AND NINETY-FIVE Naira) only, is for Personnel Costs; and the sum of ₦62,343,723,435.00 (SIXTY-TWO BILLION, THREE HUNDRED AND FORTY-THREE MILLION, SEVEN HUNDRED AND TWENTY-THREE THOUSAND, FOUR HUNDRED AND THIRTY-FIVE NAIRA) only, is for Overhead Costs; while the balance of ₦160,133,401,417.00 (ONE HUNDRED AND SIXTY BILLION, ONE HUNDRED AND THIRTY-THREE MILLION, FOUR HUNDRED AND ONE THOUSAND, FOUR HUNDRED AND SEVENTEEN NAIRA) only, is for Capital Projects; for the Service of the Federal Capital Territory, Abuja, for the financial year commencing on 1ST January and ending on 31ST December, 2020

SCHEDULE

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<th>2020 Appropriation (₦)</th>
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<td>PART A — RECURRENT NON-DEBT EXPENDITURE</td>
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(1) Federal Capital Territory Administration

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<td>Overhead Costs</td>
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<td><strong>Sub-Total</strong></td>
<td><strong>₦7,783,631,625</strong></td>
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Question, That the Expenditure of Seven Billion, Seven Hundred and Eighty-Three Million, Six Hundred and Thirty-One Thousand, Six Hundred and Twenty-Five Naira (₦7,783,631,625) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Federal Capital Territory Administration stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.
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<tr>
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<td>1,248,849,789</td>
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**Question,**

That the Expenditure of One Billion, Two Hundred and Forty-Eight Million, Eight Hundred and Forty-Nine Thousand, Seven Hundred and Eighty-Nine Naira (₦1,248,849,789) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Protocol Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

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<tr>
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<td>Sub-Total</td>
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**Question,**

That the Expenditure of Five Billion, Three Hundred and Thirty-Two Million, Thirty-four Thousand, Nine Hundred and Ninety-Six Naira (₦5,332,034,996) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Security Services Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

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**Question,**

That the Expenditure of Seven Billion, Eight Hundred and Seventy-Two Million, Five Hundred and Thirty-One Thousand, Seven Hundred and Twenty-Three Naira (₦7,872,531,723) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Treasury Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

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**Question,**

That the Expenditure of Three Hundred and Forty-Two Million, Six Hundred and Eighty-Five Thousand, Two Hundred and Fifteen Naira (₦342,685,215) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Economic Planning stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

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<td>Overhead Costs</td>
<td>1,960,557,922</td>
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<tr>
<td></td>
<td>Sub-Total</td>
<td>2,208,545,857</td>
<td></td>
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</tbody>
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**Question,**

That the Expenditure of Two Billion, Two Hundred and Eight Million, Five Hundred and Forty-Five Thousand, Eight Hundred and Fifty-Seven Naira (₦2,208,545,857) only for the
purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Establishment and Training Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(7) **FCT Audit Department**  
Personnel Costs  
86,228,108  
Overhead Costs  
452,122,230  
Sub-Total  
538,350,338  

*Question,*  
That the Expenditure of Five Hundred and Thirty-Eight Million, Three Hundred and Fifty Thousand, Three Hundred and Thirty-Eight Naira (₦538,350,338) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Audit Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(8) **Department of Monitoring and Inspection**  
Personnel Costs  
139,378,410  
Overhead Costs  
151,747,342  
Sub-Total  
291,125,752  

*Question,*  
That the Expenditure of Two Hundred and Ninety-One Million, One Hundred and Twenty-Five Thousand, Seven Hundred and Fifty-Two Naira (₦291,125,752) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Monitoring and Inspection stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(9) **Land Administration Department**  
Personnel Costs  
208,948,943  
Overhead Costs  
343,236,500  
Sub-Total  
552,185,443  

*Question,*  
That the Expenditure of Five Hundred and Fifty-Two Million, One Hundred and Eighty-Five Thousand, Four Hundred and Forty-Three Naira (₦552,185,443) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Federal Capital Territory Administration stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(10) **FCT Procurement Department**  
Personnel Costs  
108,401,863  
Overhead Costs  
526,590,000  
Sub-Total  
634,991,863  

*Question,*  
That the Expenditure of Six Hundred and Thirty-Four Million, Nine Hundred and Ninety-One Thousand, Eight Hundred and Sixty-Three Naira (₦634,991,863) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Procurement Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(11) **FCT Directorate of Muslim Pilgrims Affairs**  
Personnel Costs  
139,303,114  
Overhead Costs  
858,597,200  
Sub-Total  
997,900,314
**Question.**
That the Expenditure of Nine Hundred and Ninety-Seven Million, Nine Hundred Thousand, Three Hundred and Fourteen Naira (₦997,900,314) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Directorate of Muslim Pilgrims Affairs stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(12) **FCT Directorate of Christian Pilgrims Affairs**

<p>| | |</p>
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<td>Overhead Costs</td>
<td>641,581,066</td>
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<td><strong>Sub-Total</strong></td>
<td><strong>707,714,907</strong></td>
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**Question.**
That the Expenditure of Seven Hundred and Seven Million, Seven Hundred and Fourteen Thousand, Nine Hundred and Seven Naira (₦707,714,907) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Directorate of Christian Pilgrims Affairs stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(13) **FCT Pension Department**

<p>| | |</p>
<table>
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<td>Personnel Costs</td>
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<td>Overhead Costs</td>
<td>4,116,013,522</td>
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<td><strong>Sub-Total</strong></td>
<td><strong>4,181,332,089</strong></td>
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**Question.**
That the Expenditure Four Billion, One Hundred and Eighty-One Million, Three Hundred and Thirty-Two Thousand, Eighty-Nine Naira (₦4,181,332,089) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Pension Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(14) **FCT Archives and Historical Bureau**

<p>| | |</p>
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<tr>
<td>Personnel Costs</td>
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<td>Overhead Costs</td>
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<td><strong>Sub-Total</strong></td>
<td><strong>181,708,434</strong></td>
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**Question.**
That the Expenditure of One Hundred and Eighty-One Million, Seven Hundred and Eight Thousand, Four Hundred and Thirty-Four Naira (₦181,708,434) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Archives and Historical Bureau stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(15) **FCT Urban and Regional Planning Tribunal**

<p>| | |</p>
<table>
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<tr>
<td>Personnel Costs</td>
<td>97,523,597</td>
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<td>Overhead Costs</td>
<td>88,173,100</td>
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<td><strong>Sub-Total</strong></td>
<td><strong>185,696,697</strong></td>
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**Question.**
That the Expenditure of One Hundred and Eighty-Five Million, Six Hundred and Ninety-six Thousand, Six Hundred and Ninety-Seven Naira (₦185,696,697) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Urban and Regional Planning Tribunal stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**
(16) **Department of Outdoor Advertisement and Signages**  
Personnel Costs 125,007,384  
Overhead Costs 336,361,101  
Sub-Total 461,368,485  

*Question,*  
That the Expenditure of Four Hundred and Sixty-One Million, Three Hundred and Sixty-Eight Thousand, Four Hundred and Eighty-Five Naira (₦461,368,485) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Outdoor Advertisement and Signages stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(17) **Department of Information and Communication**  
Personnel Costs 75,971,672  
Overhead Costs 398,104,733  
Sub-Total 474,076,405  

*Question,*  
That the Expenditure of Four Hundred and Seventy-Four Million, Seventy-Six Thousand, Four Hundred and Five Naira (₦474,076,405) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Information and Communication stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(18) **FCDA Administration**  
Personnel Costs 13,315,913  
Overhead Costs 50,178,290  
Sub-Total 63,494,203  

*Question,*  
That the Expenditure of Sixty-Three Million, Four Hundred and Ninety-Four Thousand, Two Hundred and Three Naira (₦63,494,203) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCDA Administration stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(19) **Finance and Administration**  
Personnel Costs 627,735,292  
Overhead Costs 303,401,144  
Sub-Total 931,136,437  

*Question,*  
That the Expenditure of Nine Hundred and Thirty-One Million, One Hundred and Thirty-Six Thousand, Four Hundred and Thirty-Seven Naira (₦931,136,437) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Finance and Administration Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(20) **Engineering Services**  
Personnel Costs 743,780,777  
Overhead Costs 10,000,000  
Sub-Total 753,780,777  

*Question,*  
That the Expenditure of Seven Hundred and Fifty-Three Million, Seven Hundred and Eighty Thousand, Seven Hundred and Seventy-Seven Naira (₦753,780,777) only for the purposes
set out under Recurrent for the Personnel Costs and Overhead Costs of the Engineering Service Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(21) **Public Building**

Personnel Costs 534,181,959  
Overhead Costs 8,177,451  
**Sub- Total** 542,359,410

*Question,*

That the Expenditure of Five Hundred and Forty-Two Million, Three Hundred and Fifty-Nine Thousand, Four Hundred and Ten Naira (₦542,359,410) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Public Building Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(22) **Resettlement and Compensation Department**

Personnel Costs 247,131,159  
Overhead Costs 18,043,070  
**Sub- Total** 265,174,228

*Question,*

That the Expenditure of Two Hundred and Sixty-Five Million, One Hundred and Seventy-Four Thousand, Two Hundred and Twenty-Eight naira (₦265,174,228) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Resettlement and Compensation Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(23) **Urban and Regional Planning**

Personnel Costs 240,148,900  
Overhead Costs 47,038,124  
**Sub- Total** 287,187,024

*Question,*

That the Expenditure of Two Hundred and Eighty-Seven Million, One Hundred and Eighty-Seven Thousand, Twenty-Four Naira (₦287,187,024) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Urban and Regional Planning Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(24) **Survey and Mapping**

Personnel Costs 371,241,643  
Overhead Costs 29,820,000  
**Sub- Total** 401,061,643

*Question,*

That the Expenditure of Four Hundred and One Million, Sixty-One Thousand, Six Hundred and Forty-Three Naira (₦401,061,643) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Survey and Mapping Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(25) **Mass Housing Department**

Personnel Costs 44,584,996  
Overhead Costs 18,979,883  
**Sub- Total** 63,564,879
Question.
That the Expenditure of Sixty-Three Million, Five Hundred and Sixty-Four Thousand, Eight Hundred and Seventy-Nine Naira (₦63,564,879) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Mass Housing Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(26) FCDA Procurement Department
Personnel Costs 
87,608,002
Overhead Costs 
16,755,230
Sub- Total 
104,363,232

Question.
That the Expenditure of One Hundred and Four Million, Three Hundred and Sixty-Three Thousand, Two Hundred and Thirty-two Naira (₦104,363,232) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCDA Procurement Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(27) FCDA Internal Audit
Personnel Costs 
30,762,919
Overhead Costs 
6,079,486
Sub- Total 
36,842,405

Question.
That the Expenditure of Thirty-Six Million, Eight Hundred and Forty-Two Thousand, Four Hundred and Five Naira (₦36,842,405) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCDA Internal Audit stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(28) Public Relations
Personnel Costs 
54,084,829
Overhead Costs 
9,035,000
Sub- Total 
63,119,829

Question.
That the Expenditure of Sixty-Three Million, One Hundred and Nineteen Thousand, Eight Hundred and Twenty-nine Naira (₦63,119,829) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Public Relations Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(29) Engineering Design
Personnel Costs 
147,134,904
Overhead Costs 
3,409,800
Sub- Total 
150,544,704

Question.
That the Expenditure of One Hundred and Fifty Million, Five Hundred and Forty-Four Thousand, Seven Hundred and Four Naira (₦150,544,704) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Engineering Design Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.
(30) **FCT Legal Secretariat**

<table>
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<th>Amount</th>
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<tr>
<td>Personnel Costs</td>
<td>431,144,328</td>
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<td>Overhead Costs</td>
<td>1,214,572,590</td>
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<td><strong>Sub-Total</strong></td>
<td><strong>1,645,716,918</strong></td>
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**Question,**
That the Expenditure of One Billion, Six Hundred and Forty-Five Million, Seven Hundred and Sixteen Thousand, Nine Hundred and Eighteen Naira (₦1,645,716,918) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Legal Secretariat stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(31) **Area Council Secretariat**

<table>
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<td>Personnel Costs</td>
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<td>Overhead Costs</td>
<td>2,576,700,000</td>
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<td><strong>Sub - Total</strong></td>
<td><strong>2,653,107,375</strong></td>
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**Question,**
That the Expenditure of Two Billion, Six Hundred and Fifty-Three Million, One Hundred and Seven Thousand, Three Hundred and Seventy-Five Naira (₦2,653,107,375) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Area Council Secretariat stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(32) **ACSS Inspectorate, Planning and Monitoring**

<table>
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<th>Category</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Personnel Costs</td>
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<td>Overhead Costs</td>
<td>177,000,000</td>
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<td><strong>Sub - Total</strong></td>
<td><strong>204,549,501</strong></td>
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**Question,**
That the Expenditure of Two Hundred and Four Million, Five Hundred and Forty-Nine Thousand, Five Hundred and One Naira (₦204,549,501) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the ACSS Inspectorate, Planning and Monitoring Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(33) **ACSS Chieftaincy and Community Development**

<table>
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<th>Category</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Personnel Costs</td>
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<td>Overhead Costs</td>
<td>117,500,000</td>
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<td><strong>Sub - Total</strong></td>
<td><strong>317,315,037</strong></td>
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**Question,**
That the Expenditure of Three Hundred and Seventeen Million, Three Hundred and Fifteen Thousand, Thirty-Seven Naira (₦317,315,037) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the ACSS Chieftaincy and Community Development Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(34) **ACSS Primary Health Care Department**

<table>
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<tbody>
<tr>
<td>Personnel Costs</td>
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<td>Overhead Costs</td>
<td>189,406,930</td>
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<td><strong>Sub - Total</strong></td>
<td><strong>227,077,573</strong></td>
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**Question,**
That the Expenditure of Two Hundred and Twenty-Seven Million, Seventy-Seven Thousand, Five Hundred and Seventy-Three Naira (₦227,077,573) only for the purposes set out under
Recurrent for the Personnel Costs and Overhead Costs of the ACSS Primary Health Care Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(35) **ACSS Planning, Research and Statistics**
Personnel Costs 26,356,794
Overhead Costs 95,950,788
Sub - Total 122,307,582

*Question,*
That the Expenditure of One Hundred and Twenty-Two Million, Three Hundred and Seven Thousand, Five Hundred and Eighty-Two Naira (₦122,307,582) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the ACSS Planning, Research and Statistics Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(36) **Area Council Service Commission**
Personnel Costs 190,394,551
Overhead Costs 40,450,000
Sub - Total 230,844,551

*Question,*
That the Expenditure of Two Hundred and Thirty Million, Eight Hundred and Forty-Four Thousand, Five Hundred Fifty-One Naira (₦230,844,551) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Area Council Service Commission stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(37) **FCT Area Councils Staff Pension Board**
Personnel Costs 82,624,095
Overhead Costs 642,374,591
Sub - Total 724,998,686

*Question,*
That the Expenditure of Seven Hundred and Twenty-Four Million, Nine Hundred and Ninety-Eight Thousand, Six Hundred and Eighty-Six Naira (₦724,998,686) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Area Councils Staff and Pension Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(38) **Office of the Auditor-General for FCT Area Councils**
Personnel Costs 189,775,798
Overhead Costs 168,045,553
Sub - Total 357,821,351

*Question,*
That the Expenditure of Three Hundred Fifty-Seven Million, Eight Hundred and Twenty-One Thousand, Three Hundred and Fifty-One Naira (₦357,821,351) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Office of the Auditor-General for FCT Area Councils stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(39) **Transport Secretariat**
Personnel Costs 155,432,584
Overhead Costs 46,450,000
Sub - Total 201,882,584
Question,
That the Expenditure of Two Hundred and One Million, Eight Hundred and Eighty-Two Thousand, Five Hundred and Eighty-Four Naira (₦201,882,584) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Transport Secretariat stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(40) **Road Traffic Services**
Personnel Costs 1,098,825,281
Overhead Costs 1,068,408,320
Sub - Total 2,167,233,601

Question,
That the Expenditure of Two Billion, One Hundred and Sixty-Seven Million, Two Hundred and Thirty-Three Thousand, Six Hundred and One Naira (₦2,167,233,601) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Road Traffic Services stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(41) **Bus Rapid Transit and Transport Regulations (BRT and TR)**
Personnel Costs 36,994,803
Overhead Costs 30,500,000
Sub - Total 67,494,803

Question,
That the Expenditure of Sixty-Seven Million, Four Hundred and Ninety-Four Thousand, Eight Hundred and Three Naira (₦67,494,803) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Bus Rapid Transit and Transport Regulations (BRT and TR) stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(42) **Department of Public Transportation**
Personnel Costs 84,016,786
Overhead Costs 191,200,000
Sub - Total 275,216,786

Question,
That the Expenditure of Two Hundred and Seventy-Five Million, Two Hundred and Sixteen Thousand, Seven Hundred and Eighty-Six Naira (₦275,216,786) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Public Transportation stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(43) **Department of Transportation**
Personnel Costs 91,432,414
Overhead Costs 541,950,625
Sub - Total 633,383,039

Question,
That the Expenditure of Six Hundred and Thirty-Three Million, Three Hundred and Eighty-Three Thousand, Thirty-Nine Naira (₦633,383,039) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Transportation stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.
(44) Education Secretariat
Personnel Costs 301,493,964
Overhead Costs 519,702,812
Sub- Total 821,196,776

Question,
That the Expenditure of Eight Hundred and Twenty-One Million, One Hundred and Ninety-six Thousand, Seven Hundred and Seventy-six Naira (₦821,196,776) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Education Secretariat stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(45) Agency for Mass Education
Personnel Costs 669,112,562
Overhead Costs 371,924,110
Sub- Total 1,041,036,672

Question,
That the Expenditure of One Billion, Forty-One Million, Thirty-Six Thousand, Six Hundred and Seventy-Two Naira (₦1,041,036,672) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Agency for Mass Education stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(46) FCT Education Resource Centre
Personnel Costs 322,628,380
Overhead Costs 195,700,123
Sub- Total 518,328,503

Question,
That the Expenditure of Five Hundred and Eighteen Million, Three Hundred and Twenty-Eight Thousand, Five Hundred and Three Naira (₦518,328,503) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Education Resource Centre stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(47) FCT Universal Basic Education
Personnel Costs 10,691,463,234
Overhead Costs 1,003,395,232
Sub-Total 11,694,858,466

Question,
That the Expenditure of Eleven Billion, Six Hundred and Ninety-Four Million, Eight Hundred and Fifty-Eight Thousand, Four Hundred and Sixty-Six Naira (₦11,694,858,466) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Universal Basic Education stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(48) FCT Secondary Education Board
Personnel Costs 8,364,828,978
Overhead Costs 1,509,686,723
Sub-Total 9,874,515,701

Question,
That the Expenditure of Nine Billion, Eight Hundred and Seventy-Four Million, Five Hundred and Fifteen Thousand, Seven Hundred and One Naira (₦9,874,515,701) only for
the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Secondary Education Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(49) **FCT College of Education, Zuba**

Personnel Costs 1,226,962,574
Overhead Costs 119,109,015
Sub-Total 1,346,071,589

*Question,*
That the Expenditure of One Billion, Three Hundred and Forty-six Million, Seventy-One Thousand, Five Hundred and Eighty-Nine Naira (₦1,346,071,589) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT College of Education, Zuba stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(50) **FCT Agency for Science and Technology**

Personnel Costs 664,979,821
Overhead Costs 506,391,400
Sub-Total 1,171,371,221

*Question,*
That the Expenditure of One Billion, One Hundred and Seventy-One Million, Three Hundred and Seventy-One Thousand, Two Hundred and Twenty-One Naira (₦1,171,371,221) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Agency for Science and Technology stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(51) **FCT Scholarship Board**

Personnel Costs 119,625,622
Overhead Costs 314,625,662
Sub-Total 434,251,284

*Question,*
That the Expenditure of Four Hundred and Thirty-Four Million, Two Hundred and Fifty-One Thousand, Two Hundred and Eighty-Four Naira (₦434,251,284) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Scholarship Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(52) **Department of Quality Assurance**

Personnel Costs 544,968,296
Overhead Costs 61,362,040
Sub-Total 606,330,336

*Question,*
That the Expenditure of Six Hundred and Six Million, Three Hundred and Thirty Thousand, Three Hundred and Thirty-Six Naira (₦606,330,336) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Quality Assurance stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(53) **Department of Higher Education**

Personnel Costs 96,312,963
Overhead Costs 49,527,282
Sub-Total 145,840,245
Question,
That the Expenditure of One Hundred and Forty-Five Million, Eight Hundred and Forty Thousand, Two Hundred and Forty-Five Naira (₦145,840,245) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Higher Education stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(54) **Department of Policy, Planning, Research and Statistics**
Personnel Costs 67,685,556
Overhead Costs 76,951,519
**Sub-Total** 153,637,075

Question,
That the Expenditure of One Hundred and Fifty-Three Million, Six Hundred and Thirty-Seven Thousand, Seventy-Five Naira (₦153,637,075) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Policy, Planning, Research and Statistics stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(55) **Health and Human Services Secretariat (HQ)**
Personnel Costs 674,934,101
Overhead Costs 2,322,000,000
**Sub-Total** 2,996,934,101

Question,
That the Expenditure of Two Billion, Nine Hundred and Ninety-six Million, Nine Hundred and Thirty-Four Thousand, One Hundred and One Naira (₦2,996,934,101) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Health and Human Services Secretariat (HQ) stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(56) **School of Nursing and Midwifery**
Personnel Costs 362,694,655
Overhead Costs 148,276,700
**Sub-Total** 510,971,355

Question,
That the Expenditure of Five Hundred and Ten Million, Nine Hundred and Seventy-One Thousand, Three Hundred and Fifty-Five Naira (₦510,971,355) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the School of Nursing and Midwifery stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(57) **Public Health Department**
Personnel Costs 523,702,194
Overhead Costs 427,282,600
**Sub-Total** 950,984,794

Question,
That the Expenditure of Nine Hundred and Fifty Million, Nine Hundred and Eighty-Four Thousand, Seven Hundred and Ninety-Four Naira (₦950,984,794) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Public Health Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.
Health Planning, Research and Statistics Department
Personnel Costs  147,551,575
Overhead Costs  135,861,952
Sub-Total  283,413,527

Question,
That the Expenditure of Two Hundred and Eighty-Three Million, Four Hundred and Thirteen Thousand, Five Hundred and Twenty-Seven Naira (₦283,413,527) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Health Planning, Research and Statistics Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

Department of Pharmacy
Personnel Costs  180,916,039
Overhead Costs  131,822,527
Sub-Total  312,738,566

Question,
That the Expenditure of Three Hundred and Twelve Million, Seven Hundred and Thirty-Eight Thousand, Five Hundred and Sixty-Six Naira (₦312,738,566) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Pharmacy stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

FCT Medical Diagnostics Department
Personnel Costs  175,821,837
Overhead Costs  154,400,000
Sub-Total  330,221,837

Question,
That the Expenditure of Three Hundred and Thirty Million, Two Hundred and Twenty-One Thousand, Eight Hundred and Thirty-Seven Naira (₦330,221,837) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Medical Diagnostics Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

Health Management Board
Personnel Costs  10,396,873,072
Overhead Costs  442,614,500
Sub-Total  10,839,487,572

Question,
That the Expenditure of Ten Billion, Eight Hundred and Thirty-Nine Million, Four Hundred and Eighty-Seven Thousand, Five Hundred and Seventy-Two Naira (₦10,839,487,572) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Health Management Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

Primary Healthcare Development Board
Personnel Costs  896,510,862
Overhead Costs  324,295,782
Sub-Total  1,220,806,644

Question,
That the Expenditure of One Billion, Two Hundred and Twenty Million, Eight Hundred and Six Thousand, Six Hundred and Forty-Four Naira (₦1,220,806,644) only for the purposes
set out under Recurrent for the Personnel Costs and Overhead Costs of the Primary Healthcare Development Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(63) **Agriculture and Rural Development Secretariat**

<p>| | |</p>
<table>
<thead>
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<tbody>
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<td><strong>371,409,538</strong></td>
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*Question,*
That the Expenditure of Three Hundred and Seventy-One Million, Four Hundred and Nine Thousand, Five Hundred and Thirty-Eight Naira (₦371,409,538) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Agriculture and Rural Development Secretariat stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(64) **FCT Agric Development Project**

<p>| | |</p>
<table>
<thead>
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<td><strong>493,219,176</strong></td>
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*Question,*
That the Expenditure of Four Hundred and Ninety-Three Million, Two Hundred and Nineteen Thousand, One Hundred and Seventy-Six Naira (₦493,219,176) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Agric Development Project stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(65) **Department of Agric Services**

<p>| | |</p>
<table>
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<tr>
<td>Personnel Costs</td>
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<td>Overhead Costs</td>
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<td><strong>Sub - Total</strong></td>
<td><strong>175,688,682</strong></td>
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*Question,*
That the Expenditure of One Hundred and Seventy-Five Million, Six Hundred and Eighty-Eight Thousand, Six Hundred and Eighty-Two Naira (₦175,688,682) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Agric Services stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(66) **Department of Agricultural Planning, Research and Statistics**

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*Question,*
That the Expenditure of One Hundred and Ninety-Seven Million, Seven Hundred and Seventy-Five Thousand, Seven Hundred and Fifty-Two Naira (₦197,775,552) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Agricultural Planning, Research and Statistics stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(67) **Department of Veterinary Services**

<p>| | |</p>
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That the Expenditure of Five Hundred and Seventeen Million, Seven Hundred and Five Thousand, Eight Hundred and Sixty-Three Naira (₦517,705,863) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Veterinary Services stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

### Department of Animal Production

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That the Expenditure of One Hundred and Forty-Nine Million, Three Hundred and Sixty-Nine Thousand, Nine Hundred and Thirty Naira (₦149,369,930) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Animal Production stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

### Department of Forestry and Rural Development

<table>
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That the Expenditure of Three Hundred and Ninety-Four Million, Six Hundred and Seventy-Four Thousand, Six Hundred and Seventy-Eight Naira (₦394,674,678) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Forestry and Rural Development stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

### Social Development Secretariat

<table>
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That the Expenditure of Two Hundred and Eighty-Four Million, Nine Hundred and Ninety-Five Thousand, Four Hundred and Forty-Eight Naira (₦284,995,448) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Social Development Secretariat stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

### Welfare Department

<table>
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<td>Personnel Costs</td>
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That the Expenditure of Three Hundred and Fourteen Million, Two Hundred and Fifty-Two Thousand, Two Hundred and Six Naira (₦314,252,206) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Welfare Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**
(72) **Sports Department**  
Personnel Costs  115,530,814  
Overhead Costs  273,478,000  
Sub-Total  389,008,814  

*Question,*  
That the Expenditure of Three Hundred and Eighty-Nine Million, and Eight Thousand, Eight Hundred and Fourteen Naira (₦389,008,814) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Sport Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(73) **Tourism Department**  
Personnel Costs  88,849,883  
Overhead Costs  97,960,001  
Sub - Total  186,809,884  

*Question,*  
That the Expenditure of One Hundred and Eighty-Six Million, Eight Hundred and Nine Thousand, Eight Hundred and Eighty-Four Naira (₦186,809,884) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Tourism Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(74) **Gender Development Department**  
Personnel Costs  63,037,366  
Overhead Costs  149,680,000  
Sub - Total  212,717,366  

*Question,*  
That the Expenditure of Two Hundred and Twelve Million, Seven Hundred and Seventeen Thousand, Three Hundred and Sixty-Six Naira (₦212,717,366) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Gender Development Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(75) **Arts and Culture**  
Personnel Costs  126,657,730  
Overhead Costs  112,608,000  
Sub - Total  239,265,730  

*Question,*  
That the Expenditure of Two Hundred and Thirty-Nine Million, Two Hundred and Sixty-Five Thousand, Seven Hundred and Thirty Naira (₦239,265,730) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Arts and Culture Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(76) **Youth Department**  
Personnel Costs  58,202,961  
Overhead Costs  327,898,650  
Sub - Total  386,101,611
Question,
That the Expenditure of Three Hundred and Eighty-Six Million, One Hundred and One Thousand, Six Hundred and Eleven Naira (₦386,101,611) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Youth Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(77) Abuja Metropolitan Management Council
Personnel Costs 217,779,174
Overhead Costs 291,200,000
Sub - Total 508,979,174

Question,
That the Expenditure of Five Hundred and Eight Million, Nine Hundred and Seventy-Nine Thousand, One Hundred and Seventy-Four Naira (₦508,979,174) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Abuja Metropolitan Management Council stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(78) Parks and Recreation
Personnel Costs 370,209,080
Overhead Costs 248,100,000
Sub-Total 618,309,080

Question,
That the Expenditure of Six Hundred and Eighteen Million, Three Hundred and Nine Thousand, Eighty Naira (₦618,309,080) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Parks and Recreation Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(79) Facilities Maintenance and Management
Personnel Costs 254,473,447
Overhead Costs 3,031,245,211
Sub-Total 3,285,718,658

Question,
That the Expenditure of Three Billion, Two Hundred and Eighty-Five Million, Seven Hundred and Eighteen Thousand, Six Hundred and Fifty-Eight Naira (₦3,285,718,658) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Facilities Maintenance and Management Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(80) FCT Urban Affairs
Personnel Costs 20,439,865
Overhead Costs 35,671,124
Sub-Total 56,110,989

Question,
That the Expenditure of Fifty-Six Million, One Hundred and Ten Thousand, Nine Hundred and Eighty-Nine Naira (₦56,110,989) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Urban Affairs stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.
(81) Development Control Department  
Personnel Costs  612,601,850  
Overhead Costs  253,005,000  
Sub-Total  865,606,850  

Question,  
That the Expenditure of Eight Hundred and Sixty-Five Million, Six Hundred and Six Thousand, Eight Hundred and Fifty Naira (₦865,606,850) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Development Control Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(82) FCT Water Board  
Personnel Costs  1,197,858,953  
Overhead Costs  1,113,978,650  
Sub-Total  2,311,837,603  

Question,  
That the Expenditure of Two Billion, Three Hundred and Eleven Million, Eight Hundred and Thirty-Seven Thousand, Six Hundred and Three Naira (₦2,311,837,603) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Water Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(83) Abuja Environmental Protection Board  
Personnel Costs  1,167,518,168  
Overhead Costs  5,684,400,943  
Sub-Total  6,851,919,111  

Question,  
That the Expenditure of Six Billion, Eight Hundred and Fifty-One Million, Nine Hundred and Nineteen Thousand, One Hundred and Eleven Naira (₦6,851,919,111) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Abuja Environmental Protection Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(84) Abuja Geographic Information Systems  
Personnel Costs  246,577,860  
Overhead Costs  856,446,305  
Sub-Total  1,103,024,165  

Question,  
That the Expenditure of One Billion, One Hundred and Three Million, Twenty-Four Thousand, One Hundred and Sixty-Five Naira (₦1,103,024,165) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Abuja Geographic Information Systems stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

(85) Satellite Towns Development Department  
Personnel Costs  432,560,838  
Overhead Costs  1,865,800,000  
Sub-Total  2,298,360,838  

Question,  
That the Expenditure of Two Billion, Two Hundred and Ninety-Eight Million, Three Hundred and Sixty Thousand, Eight Hundred and Thirty-Eight Naira (₦2,298,360,838) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the
Satellite Towns Development Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(86) **Abuja Infrastructure Investment Centre (AIIC)**

Personnel Costs 79,287,014  
Overhead Costs 464,735,770  
**Sub-Total** 544,022,785  

*Question,*  
That the Expenditure of Five Hundred and Forty-Four Million, Twenty-Two Thousand, Seven Hundred and Eighty-Five Naira (₦544,022,785) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Abuja Infrastructure Investment Centre (AIIC) stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(87) **FCT Emergency Management Agency**

Personnel Costs 147,583,614  
Overhead Costs 1,347,140,400  
**Sub-Total** 1,494,724,014  

*Question,*  
That the Expenditure of One Billion, Four Hundred and Ninety-Four Million, Seven Hundred and Twenty-Four Thousand, Fourteen Naira (₦1,494,724,014) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Emergency Management Agency stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(88) **Department of Fire Service**

Personnel Costs 907,774,270  
Overhead Costs 323,278,163  
**Sub-Total** 1,231,052,433  

*Question,*  
That the Expenditure of One Billion, Two Hundred and Thirty-One Million, Fifty-Two Thousand, Four Hundred and Thirty-Three Naira (₦1,231,052,433) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Fire Service stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

**General Summary:**

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<thead>
<tr>
<th>Total Personnel</th>
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<tr>
<td>Total Overhead</td>
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<tr>
<td>Total Recurrent</td>
<td>118,221,964,530</td>
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*Question,*  
That the Expenditure of One Hundred and Eighteen Billion, Two Hundred and Twenty-One Million, Nine Hundred and Sixty-Four Thousand, Five Hundred and Thirty Naira (₦118,221,964,530) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs stand part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

**PART B — CAPITAL EXPENDITURE**

| 1 | Federal Capital Territory Administration | 90,000,000 |
| 2 | Protocol Department                      | 270,000,000 |
| 3 | Security Services Department             | 5,600,000,000 |
| 4 | FCT Treasury                             | 46,500,000 |
(6) Department of Human Resource Management 261,422,821
(7) FCT Audit Department 40,000,000
(8) Department of Monitoring and Inspection 72,000,000
(9) Land Administration Department 105,000,000
(10) FCT Procurement Department 100,000,000
(11) FCT Directorate of Muslim Pilgrims Affairs 485,000,000
(12) FCT Directorate of Christian Pilgrims Affairs 176,500,000
(13) FCT Pension Department 50,000,000
(14) FCT Archives and Historical Bureau 10,500,000
(15) FCT Urban and Regional Planning Tribunal 300,000,000
(16) Department of Outdoor Advertisement and Signages 345,000,000
(17) Department of Information and Communication 92,000,000
(18) FCDA Administration 0
(19) Finance and Administration 0
(20) Engineering Services 59,946,053,087
(21) Public Buildings 3,469,504,136
(22) Resettlement and Compensation Department 2,120,250,440
(23) Urban and Regional Planning 115,305,756
(24) Survey and Mapping 1,344,977,400
(25) Mass Housing Department 115,427,213
(26) FCDA Procurement Department 63,947,519
(27) Internal Audit 0
(28) Public Relations 0
(29) Engineering Design 1,126,492,837
(30) FCT Legal Secretariat 85,888,292
(31) Area Council Secretariat 0
(32) ACSS Inspectorate, Planning and Monitoring 160,000,000
(33) ACSS Chieftaincy and Community Development 610,000,000
(34) ACSS Primary Health Care Department 332,000,000
(35) ACSS Planning, Research and Statistics 62,000,000
(36) Area Councils Service Commission 271,270,786
(37) FCT Area Councils Staff Pension Board 150,000,000
(38) Office of the Auditor-General for FCT Area Councils 78,000,000
(39) Transport Secretariat 502,000,000
(40) Road Traffic Services 1,264,500,000
(41) Bus Rapid Transit and Transport Regulations (BRT&TR) 159,000,000
(42) Department of Traffic Management 393,500,000
(43) Department of Transportation 9,410,000,000
(44) Education Secretariat 888,257,623
(45) Agency for Mass Education 247,050,853
(46) FCT Education Resource Centre 7,000,000
(47) FCT Universal Basic Education 6,517,805,944
(48) FCT Secondary Education Board 3,068,972,805
(49) FCT College of Education, Zuba 160,000,000
(50) FCT Agency for Science and Technology 340,450,000
(51) FCT Scholarship Board 34,500,000
(52) Department of Policy Implementation 14,800,000
(53) Department of Higher Education 25,000,000
(54) Department of Policy, Planning, Research and Statistics 23,848,513
(55) HHS Secretariat 1,450,037,808
(56) School of Nursing and Midwifery 285,000,000
(57) Public Health Department 0
(58) Health Planning Research and Statistics 170,000,000
(59) Department of Pharmacy 20,000,000
(60) FCT Medical and Diagnostics 10,500,000
(61) Health Management Board 822,500,000
(62) Primary Health Care Development Board 658,000,000
(63) Agriculture and Rural Development Secretariat 149,176,896
(64) FCT Agric Development Project 130,673,764
Question:
That the Expenditure of One Hundred and Sixty Billion, One Hundred and Thirty-Three Million, Four Hundred and One Thousand, Four Hundred and Seventeen Naira (₦160,133,401,417) for the purposes set out under Capital Cost do stand part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

Grand Total Recurrent and Capital

278,355,365,947

Main Question:
That the Expenditure of Two Hundred and Seventy-Eight Billion, Three Hundred and Fifty-Five Million, Three Hundred and Sixty-Five Thousand, Nine Hundred and Forty-Seven Naira (₦278,355,365,947) for the purposes set out under Capital Cost do stand part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — Agreed to.

Clause 1:  
Issue a Bill of ₦278,355,365,947.00 from Federal Capital Territory Administration Statutory Revenue Fund.

(1) The Director of Treasury of the Federal Capital Territory Administration shall, when authorized to do so by warrants signed by the Minister Federal Capital Territory Administration with responsibility to pay out of the Federal Capital Territory Administration Statutory Revenue Fund of the Federal Capital Territory Administration during the financial year 2020 the sum specified by the warrants, not exceeding in the aggregate ₦278,355,365,947.00 (Two Hundred and Seventy-Eight Billion, Three Hundred and Fifty-Five Million, Three Hundred and Sixty-Five Thousand, Nine Hundred and Forty-Seven Naira) only; and

(2) The amount mentioned in Clause (1) of this Clause shall be appropriated to heads of Expenditure as indicated in the schedule to this Bill.

Committee’s Recommendation:
That the provisions in Clause 1 be retained (Hon. Abdullahi Idris Garba — Lavun/Mokwa/Edati Federal Constituency).
Question that Clause 1 do stands part of the Bill — Agreed to.

Clause 2: Release of Funds.
All amounts appropriated under this Bill shall be made from the Federal Capital Territory Administration Statutory Revenue Fund only for the purposes specified in the schedule to this Bill.

Committee’s Recommendation:
That the provision in Clause 2 be retained (Hon. Abdullahi Idris Garba — Lavun/Mokwa/Edati Federal Constituency).

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

Clause 3: Payment of Revenue into the Statutory Account.
(1) In the event that the implementation of any of the projects intended to be undertaken under this Bill cannot be completed without virement, such virement shall only be effected with the prior approval of the National Assembly.

(2) The Minister of Federal Capital Territory and the Director of Treasury Federal Capital Territory Administration shall immediately upon the coming into force of this Bill furnish the National Assembly, on a quarterly basis, the status of the records of the Federal Capital Territory Statutory Accounts.

Committee’s Recommendation:
That the provisions in Clause 3 be retained (Hon. Abdullahi Idris Garba — Lavun/Mokwa/Edati Federal Constituency).

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

Clause 4: Virement.
In the event that the implementation of any of the projects intended to be undertaken under this Bill cannot be completed without virement, such virement shall only be effected with the prior approval of the National Assembly.

Committee’s Recommendation:
That the provision in Clause 4 be retained (Hon. Abdullahi Idris Garba — Lavun/Mokwa/Edati Federal Constituency).

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

The Minister of Federal Capital Territory and the Director of Treasury Federal Capital Territory Administration shall immediately upon the coming into force of this Bill furnish the National Assembly, on a quarterly basis, the status of the records of the Federal Capital Territory Statutory Accounts.

Committee’s Recommendation:
That the provision in Clause 1 be retained (Hon. Abdullahi Idris Garba — Lavun/Mokwa/Edati Federal Constituency).

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

Clause 6: Waiver not to incur Expenditure.
Where, due to revenue shortfall, amounts appropriated under this Bill cannot be funded, the Minister of Federal Capital Territory shall seek from the National Assembly a waiver not to incur such expenditure.
Committee’s Recommendation:
That the provisio
n in Clause 6 be retained (Hon. Abdullahi Idris Garba — Lavun/Mokwa/Edati Federal Constituency).

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

Clause 7: Short Title.
This Bill may be cited as the Federal Capital Territory Appropriation Bill, 2020.

Committee’s Recommendation:
That the provision in Clause 7 be retained (Hon. Abdullahi Idris Garba — Lavun/Mokwa/Edati Federal Constituency).

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

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of Supply considered the Report of the Committees on Federal Capital Territory and Federal Capital Territory Area Councils and Ancillary Matters on a Bill for an Act to Authorise the issue from the Federal Capital Territory Administration Statutory Revenue fund of the Federal Capital Territory Administration Account, the total sum of ₦278,355,365,947.00 (Two Hundred and Seventy-Eight Billion, Three Hundred and Fifty-Five Million, Three Hundred and Sixty-Five Thousand, Nine Hundred and Forty-Seven Naira) only, of which the sum of ₦55,878,241,095.00 (Fifty-Five Billion, Eight Hundred and Seventy-Eight Million, Two Hundred and Forty-One Thousand and Ninety-Five Naira) only, is for Personnel Costs; and the sum of ₦62,343,723,435.00 (Sixty-Two Billion, Three Hundred and Forty-Three Million, Seven Hundred and Twenty-Three Thousand, Four Hundred and Thirty-Five Naira) only, is for Overhead Costs; while the balance of ₦160,133,401,417.00 (One Hundred and Sixty Billion, One Hundred and Thirty Three Million, Four Hundred and One Thousand, Four Hundred and Seventeen Naira) only, is for Capital Projects for the Service of the Federal Capital Territory, Abuja for the year ending on 31 December, 2020 (HB. 603) and approved Clauses 1 - 7, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

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

(ii) Committee on Customs and Excise:
Motion made and Question proposed, “That the House do consider the Report of the Committee on Customs and Excise on the issue from the Statutory Revenue Fund of the Nigerian Customs Service, the Total Sum of ₦238,149,325,832.70 (Two Hundred and Thirty-Eight Billion, One Hundred and Forty-Nine Million, Three Hundred and Twenty-Five Thousand, Eight Hundred and Thirty-Two Naira, Seventy Kobo) only, of which the sum of ₦98,606,217,521.96 (Ninety-Eight Billion, Six Hundred and Six Million, Two Hundred and Seventeen Thousand, Five Hundred and Twenty-One Naira, Ninety-Six Kobo) only, is for Personnel Cost, ₦15,952,305,336.72 (Fifteen Billion, Nine Hundred and Fifty-Two Million, Three Hundred and Five Thousand, Three Hundred and Thirty-Six Naira, Seventy-Two Kobo) only, is for Overhead Cost while ₦123,590,802,974.40 (One Hundred and Twenty-Three Billion, Five Hundred and Ninety Million, Eight Hundred and
Two Thousand, Nine Hundred and Seventy-Four Naira, Forty Kobo only is for Capital Projects for the year ending on 31 December, 2020” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

Agreed to.

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

(HOUSE IN COMMITTEE OF SUPPLY)

(Mr Deputy Speaker in the Chair)

A Bill for an Act to Authorise the Issue from the Statutory Revenue Fund of the Nigeria Customs Service, the Total Sum of ₦238,149,325,832.70 (Two Hundred and Thirty-Eight Billion, One Hundred and Forty-Nine Million, Three Hundred and Twenty-Five Thousand, Eight Hundred and Thirty-Two Naira, Seventy Kobo) only, of Which the Sum of ₦98,606,217,521.96 (Ninety-Eight Billion, Six Hundred and Six Million, Two Hundred and Seventeen Thousand, Five Hundred and Twenty-One Naira, Ninety-Six Kobo) only, is for Personnel Cost, ₦15,952,305,336.72 (Fifteen Billion, Nine Hundred and Fifty-two Million, Three Hundred and Five Thousand, Three Hundred and Twenty-Six Naira, Seventy-Two Kobo) only, is for Overhead Cost while ₦123,590,802,974.40 (One Hundred and Twenty-Three Billion, Five Hundred and Ninety Million, Eight Hundred and Two Thousand, Nine Hundred and Seventy-Four Naira, Forty Kobo) only, is for Capital Projects for the Year Ending on 31 December, 2020

That in tandem with the Medium Term Expenditure Framework (MTEF) approved by the National Assembly, the Projected Revenue for the year 2020 Budget of Two Hundred and Thirty-Eight Billion, One Hundred and Forty-Nine Million, Three Hundred and Twenty-Five Thousand, Eight Hundred and Thirty-Two Naira, Seventy Kobo (₦238,149,325,832.70) only need to be approved for the Nigeria Customs Service:

Recommendation (i):
“That 7% Cost of Collection for the year 2020 of One Hundred and Twelve Billion, Four Hundred and Twenty-Four Million, Four Hundred and Twenty-Five Thousand, Three Hundred and Twenty-Six Naira Twenty-Two Kobo (₦112,424,425,326.22) only being projected revenue available to the service be approved for the Nigeria Customs Service” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

Question that Recommendation (i) stands part of the Report — Agreed to.

Recommendation (ii):
“That the 2% VAT share of NCS for the year 2020 of Seven Billion, Five Hundred Million Naira (₦7,500,000,000.00) only available to the service be approved for the Nigeria Customs Service” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

Question that Recommendation (ii) stands part of the Report — Agreed to.

Recommendation (iii):
“That the 60% share of Comprehensive Import Supervision Scheme (CISS) of Forty-Two Billion, Four Hundred and Seven Million, Three Hundred and Fifty-One Thousand, Seven Hundred and Fifty-Seven Naira (₦42,407,351,757.00) only, for the year 2020 intervention Fund from the (CISS) be approved for the Nigeria Customs Service” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

Question that Recommendation (iii) stands part of the Report — Agreed to.
Recommendation (iv):
“That the Share of Target Surplus for year 2020 of Nine Billion, Four Hundred Million Naira (₦9,400,000,000.00) only be approved for the Nigeria Customs Service to complete the Head Office Complex” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

Question that Recommendation (iv) stands part of the Report — Agreed to.

Recommendation (v):
“That the intervention Fund of 2018 Received in 2019 of Seventeen Billion Naira (₦17,000,000,000.00) only for the year 2020 be approved for the service” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

Question that Recommendation (vi) stands part of the Report — Agreed to.

Recommendation (vi):
“That the Outstanding Funds (Fed) of Forty-Nine Billion, Four Hundred and Seventeen Million, Five Hundred and Forty-Eight Thousand, Seven Hundred and Forty-Nine Naira, Forty-Eight Kobo (₦49,417,548,749.48) only need to be approved for the service’” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

Question that Recommendation (vi) stands part of the Report — Agreed to.

Recommendation (vii):
“That the intervention Fund (Special) of Seventeen Billion Naira (₦17,000,000,000.00) be approved for the service” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

Question that Recommendation (vii) stands part of the Report — Agreed to.

Recommendation (viii):
“That the suspense Account of Four Billion, One Hundred and Twenty-Seven Million, Seven Hundred and Twelve Thousand, Three Hundred and Forty Naira, Twenty-Nine Kobo (₦4,127,712,340.29) only be approved for the Service” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

Question that Recommendation (viii) stands part of the Report — Agreed to.

Recommendation (ix):
“That the total Personnel Cost of Ninety-Eight Billion, Six Hundred and Six Million, Two Hundred and Seventeen Thousand, Five Hundred and Twenty-One Naira, Ninety-Six Kobo (₦98,606,217,521.96) only be approved for the Nigeria Customs Service for 2020 fiscal year” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

Question that Recommendation (ix) stands part of the Report — Agreed to.

Recommendation (x):
“That the total Overhead Cost of Fifteen Billion, Nine Hundred and Fifty-Two Million, Three Hundred and Five Thousand, Three Hundred and Thirty-Six Naira, Seventy-Two Kobo (₦15,952,305,336.72) only be approved for the Nigeria Customs Service for the 2020 fiscal year” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

Question that Recommendation (x) stands part of the Report — Agreed to.

Recommendation (xi):
“That the total Capital of One Hundred and Twenty Three Billion, Five Hundred and Ninety Million, Eight Hundred and Two Thousand, Nine Hundred and Seventy-Four Naira, Four Kobo (₦123,590,802,974.04) only be approved for the Nigeria Customs Service for the 2020 fiscal year” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).
Question that Recommendation (xi) stands part of the Report — Agreed to.

Recommendation (xii):
“That the total budget of Two Hundred and Thirty-Eight Billion, One Hundred and Forty-Nine Million, Three Hundred and Twenty-Five Thousand, Eight Hundred and Thirty-Two Naira, Seventy Kobo (₦238,149,325,832.70) only be approved for Nigeria Customs Service for the 2020 fiscal year” (Hon. Yuguda Hassan Kila — Gwaram Federal Constituency).

Question that Recommendation (xii) stands part of the Report — Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of Supply considered the Report of the Committee on Customs and Excise on the issue from the Statutory Revenue Fund of the Nigeria Customs Service, the Total Sum of ₦238,149,325,832.70 (Two Hundred and Thirty-Eight Billion, One Hundred and Forty-Nine Million, Three Hundred and Twenty-Five Thousand, Eight Hundred and Thirty-Two Naira, Seventy Kobo) only, of which the sum of ₦98,606,217,521.96 (Ninety-Eight Billion, Six Hundred and Six Million, Two Hundred and Seventeen Thousand, Five Hundred and Twenty-One Naira, Ninety-Six Kobo) only, is for Personnel Cost, ₦15,952,305,336.72 (Fifteen Billion, Nine Hundred and Fifty-Two Million, Three Hundred and Five Thousand, Six Hundred and Thirty-Six Naira, Seventy-Two Kobo) only, is for Overhead Cost while ₦123,590,802,974.40 (One Hundred and Twenty-Three Billion, Five Hundred and Ninety Million, Eight Hundred and Two Thousand, Nine Hundred and Seventy-Four Naira, Forty Kobo) only, is for Capital Projects for the year ending on 31 December, 2020 and approved Recommendations 1 - 12 of the Report.

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


Agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO REPEAL AND RE-ENACT THE RAW MATERIALS RESEARCH AND DEVELOPMENT COUNCIL ACT CAP. R3, LFN, 2004 AND TO ENACT THE RAW MATERIALS RESEARCH AND DEVELOPMENT COUNCIL ACT AND FOR OTHER RELATED MATTERS (HB. 47)

(1) There is established a body to be known as the Raw Materials Research and Development Council of Nigeria (in this Bill referred to as "the Council").
(a) shall be a body corporate with perpetual succession and a common seal

(b) may sue and be sued in its corporate name; and

(c) may acquire, hold or dispose of any property, movable or immovable, for the purpose of carrying out any of its functions under this Bill (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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

Clause 2: **Objectives of the Council.**
The objective of the Council is to develop local raw materials and coordinate research efforts in relation to raw materials acquisition, exploitation, conservation and development (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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

Clause 3: **Functions of the Council.**
The functions of the Council shall be to:

(a) undertake measures to ensure the systematic exploitation, development and utilization of Nigeria's raw material resources;

(b) draw up policy guidelines and action programmes on raw materials acquisition, exploitation and development;

(c) review from time to time, raw material resources availability and utilization with a view to advising the Federal Government on the strategic implication of depletion, conservation or stock-piling of such resources;

(d) advise on adoption of machinery and processes for raw material utilization;

(e) encourage publicity of research findings and other information relevant to local sourcing of industries;

(f) encourage growth of in-plant research and development capabilities;

(g) advise on and devise awards or systems for industries that achieve any break-through or make innovations and inventions;

(h) organize workshops, symposia and seminars, from time to time, designed to enlighten people on new developments and solutions discovered;

(i) consider and advise on special research grants for specific objectives;

(j) undertake research and development on local raw materials for utilization by industries;

(k) liaise with relevant regulatory agencies for the standardization of raw materials to meet industrial specification;

(l) promote Nigeria's competitiveness in raw materials and products development;
(m) establish raw materials analysis and certification laboratories for use by industries; and

(n) consider and advise on any other issue capable of enhancing the objectives of the Council (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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


(1) There is established for the Council a Governing Board (hereinafter referred to as "the Board") which shall consist of:

(a) a Chairman to be appointed by the President on the recommendation of the Minister and the following other Members to be appointed by the Minister on the Recommendation of the body they represent;

(b) a representative of the Federal Ministry of Science and Technology.

(c) a representative of the Manufacturers Association of Nigeria;

(d) a representative of the Nigerian Association of Small Scale Industrialists;

(e) a representative of the Nigerian Association of Chambers of Commerce, Industry, Mines and Agriculture;

(f) a representative of the Federal Ministry responsible for Commerce, Industry, Trade and Investment;

(g) a representative of the Ministry responsible for National Planning;

(h) a representative of the Ministry responsible for Defence;

(i) a representative of the Federal Ministry responsible for Agriculture and Rural Development;

(j) a representative of the Federal Ministry responsible for Minerals Development;

(k) the Director-General of the Council who shall be a Member/Secretary of the Board.

(2) The members of the Board, other than the Director-General shall serve on part-time basis and the Chairman shall be a person with vast experience in raw materials acquisition, exploitation, conservation and development in Nigeria.

Schedule.

(3) The provisions contained in the First Schedule of this Bill shall have effect with respect to the proceedings of the Board and any other matters mentioned therein (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

Question that Clause 4 stands part of the Bill — Agreed to.
Clause 5: Functions of the Board.
The functions of the Board shall be to:

(a) formulate the policies of the Council;

(b) consider and approve Appointment of Directors and other staff of the Council; and

(c) perform such other functions as are necessary and to the extent of its powers under this Bill (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).

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

Clause 6: Tenure of office of board members.
Subject to the provisions of this Bill, a member of the Board other than an ex-officio member shall hold office for a period of four years from the date of his appointment and may be reappointed for another term of four years and no more (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).

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

Clause 7: Remuneration and allowances for members of the board.
The Chairman and other members of the Board shall be paid allowances and expenses as the Federal Government may, from time to time direct and approve (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).

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

Clause 8: Cessation of membership.
(1) The Chairman or any member of the Governing Board of the Council shall cease to hold office where —

(a) he becomes of unsound mind; or

(b) he is declared bankrupt by a court of competent jurisdiction; or

(c) he is convicted of a felony or of any offence involving dishonesty or corruption; or

(d) he is found guilty under the Code of Conduct or serious misconduct in relation to his duties; or

(e) the President of the Federal Republic of Nigeria is satisfied that it is not in the best interest of the Council or of the public for such member to continue in office; or

(f) he resigns his appointment as a member of the Board; or by notice under his hand addressed to the President of the Federal Republic of Nigeria; or

(g) he ceases to occupy the position that enabled him to represent his organization in the first instance.

(2) Where a person ceases to be a member under subsection (1) of this section, the body which he represents shall send a representative to serve out the remainder of the tenure of that member.
A person who has ceased to be a member of the Board shall not be eligible for reappointment as a member of the Board (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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


There shall be appointed for the Council, a Director-General, who shall be the Chief Executive Officer of the Council.

The Director-General shall:

(a) be appointed by the President on the recommendation of the Board through the Minister responsible for Science and Technology;

(b) be a person who possess not less than 18 years post qualification experience in Science, Engineering and Technology subjects with vast cognate experience in raw materials acquisition, exploitation, conservation and development;

(c) be responsible to the Board for the management of the affairs of the Council;

(d) be entitled to earn a remuneration and allowances as may be specified in his letter of appointment; and

(e) hold office for a term of five years in the first instance and may be re-appointed for another term of five years and no more.

The Director-General shall, subject to the general direction of the Board, be responsible —

(a) for the day-to-day administration of the Council;

(b) for keeping the books and proper records of the proceedings of the Board;

(c) for the administration of the secretariat of the Board; and

(d) for the general direction and control of the employees of the Council.

The Director-General shall execute the seal of the Council (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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

Clause 10: Other staff of the Council.

There shall be appointed from time to time by the Council, with the approval of the Board such other staff as may be required for the purpose of the efficient performance of the functions conferred under this Bill (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

Question that Clause 10 stands part of the Bill — Agreed to.
Clause 11: Staff regulations.
The Board may make regulations relating generally to the conditions and scheme of service of the staff of the Council and such regulations may provide for —

(a) the appointment, promotion, termination, dismissal and disciplinary control over the staff of the Council;

(b) remuneration and fringe benefits subject, to the approval of the National Salaries Incomes and Wages Commission; and

(c) appeals by staff against dismissal or other disciplinary measures (Hon. Gideon Luce Gwani — Kaura Federal Constituency).

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

(1) The Council shall establish and maintain a fund ("the Fund") which shall consist of:

(a) such sums as may be appropriated to the Council by the Federal Government;

(b) two per cent surcharge on imports;

(c) fees charged for services rendered by the Council;

(d) contributions from the organized private sector;

(e) all sums accruing to the Council by way of gifts, testamentary disposition, endowments, contributions from philanthropic persons and donor agencies.

(2) The Council shall from time to time apply the Fund towards the promotion of the objectives specified in this Bill (Hon. Gideon Luce Gwani — Kaura Federal Constituency).

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

Clause 13: Annual estimates and accounts.
(1) The Board shall cause to be prepared not later than 6 months to the end of each financial year an estimate of the expenditure and income of the Council during the next financial year based on guidelines approved by the Board in line with extant financial regulations.

(2) The Board shall cause to be kept, proper accounts of the Council and proper records in relation thereto and when certified by the Board, such accounts shall be audited as provided in Section 15 of this Bill (Hon. Gideon Luce Gwani — Kaura Federal Constituency).

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

Clause 14: Annual audit.
The accounts of the Council shall be audited within six months after the end of each financial year by external auditors appointed from the list of auditors and in accordance with the guidelines supplied by the Auditor-General of the Federation (Hon. Gideon Luce Gwani — Kaura Federal Constituency).
Clause 15: Borrowing power of the Council.
(1) The Council shall, with the approval of the Board and consent of the Minister in accordance with any general guidelines approved by the financial regulations, borrow by way of loan or overdraft from any source any moneys required by the Council for meeting its obligations and discharging its functions under this Bill.

(2) The Council may, subject to the provisions of this Bill and the conditions of any trust created in respect of any property and with the approval of the Board and consent of the Minister invest all or any of its funds in accordance with any general guidelines approved in the financial regulations.

(3) The Council may invest any surplus funds in such securities as may be approved by the Board and consent of the Minister (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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

Clause 16: Annual report.
The Council shall not later than three months to the end of each financial year submit to the Board or the Minister (in the absence of the Board), a report on activities of the Council and its administration during the immediately preceding financial year (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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

Clause 17: Regulations.
(1) The Council may, with the approval of the Board or the Minister (in the absence of the Board), make regulations generally for the purpose of carrying into effect the provisions of this Bill;

(2) The Council with the approval of the Board or consent of the Minister (in the absence of the Board) may make such regulations as are necessary for the development, promotion, protection, utilization of local raw materials and for due administration of its provisions (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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

Clause 18: Power to accept gifts.
(1) The Council may, with the approval of the Minister, accept gifts of land, money or other property upon such terms and conditions, if any, as may be specified by the person or organization making the gift.

(2) The Council shall not accept any gift if the conditions attached by the person or organization making the gift to the acceptance thereof are inconsistent with the functions of the Council (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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

Clause 19: Legal proceedings.
(1) No suit shall be commenced against the Council before the expiration of a period of one month after written notice of intention to commence the suit shall have been served on the Council.

(2) The notice shall specify the Plaintiff or his Agent and clearly state the:
(a) cause of action;
(b) particulars of the claims;
(c) name and place of abode of the intending plaintiff; and
(d) the relief sought in the claim.

(3) The notice referred to in subsection (1) of this section in relation to any summons, notice or other document required or authorized to be served on the Council under the provision of this Bill or any other enactment or law, may be served by —

(a) delivering same to the Director-General; or
(b) sending it by registered post addressed to the Director-General at the head office of the Council (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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

Clause 20: **Restriction on execution against the property of the Council.**
In any action or suit against the Council, no execution or attachment or process in the nature thereof shall be issued against the Council, but any sums of money which may, by the judgment of the court, be awarded against the Council shall, subject to any directions given by the Council, be paid from the general reserve fund of the Council (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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

Clause 21: **Indemnity of officers of the Council.**
A member of the Board, Director-General or employee of the Council shall be indemnified out of the assets of the Council against any proceedings brought against him in his capacity as a member of the Board, Director-General, officer or employee of the Council where the act complained of is not ultra vires his power (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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

Clause 22: **Repeal.**

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

Clause 23: **Savings.**
(1) A person who at the commencement of this Bill was a member of staff or an employee of the Raw Materials Research and Development Council, shall as from the commencement of this Bill become a member of staff or employee of the Council with the status, rank, designation and functions which corresponds as far as possible to those which appertained to him as a member of staff or employee of the Raw Materials Research and Development Council.
(2) All assets, rights, liabilities and obligations which immediately before the commencement of this Bill were assets, rights, liabilities and obligations of the Raw Materials Research and Development Council shall by virtue of this Bill, be taken over by the Council.

(3) Anything made or done or having effect before the commencement of this Act by the Raw Materials Research and Development Council and having any resulting or continuing effect shall be treated as from the commencement of this Bill, as if it were made or done by the Council (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).

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

Clause 24: Interpretation.
In this Bill, unless the context otherwise requires —

"President" means the President of the Federal Republic of Nigeria (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).

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

"Council" means the Raw Materials Research and Development Council (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).

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

"Board" means the Governing Board of the Council (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).

Question that the meaning of the word “Board” be as defined in the interpretation to this Bill — Agreed to.

"Chairman" means the Chairman of the Board (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).

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

"Minister" means the Minister charged with the responsibility for Science and Technology (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).

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

"Member" means any Member of the Board including the Chairman (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).

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

"Local raw material" means any unprocessed or processed material indigenous to Nigeria that can be converted by manufacture, processing or combination into a new and useful product (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).
Question that the meaning of the words “Local raw material” be as defined in the interpretation to this Bill — Agreed to.

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

Clause 25: Citation.
This Bill may be cited as the Raw Materials Research and Development Council Bill, 2019 (Hon. Gideon Lucas Gwani — Kaura Federal Constituency).

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

SCHEDULE

Section 4 (3)

SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD

Proceedings of the Board

1. Subject to this Bill and to section 27 of the Interpretation Act (which provides for the decisions of a statutory body to be taken by a majority of the members of the body and for the person presiding to have a second or casting vote), the Board may make standing orders regulating the proceedings of the Board and any committee thereof.

2. Every meeting of the Board shall be presided over by the Chairman or if the Chairman is unable to attend a particular meeting, the members present at the meeting shall elect one of their members to preside at that meeting.

3. The Board shall meet not less than four times in each year and, subject thereto, the Board shall meet whenever it is summoned by the Chairman; and if the Chairman is required to do so by notice given to him by not less than three other members, he shall summon a meeting of the Board to be held within fourteen days from the date on which the notice is given.

4. The quorum of the Board shall consist of the Chairman (or, in an appropriate case, the person presiding at the meeting pursuant to paragraph 2 of this Schedule) and six other members and the quorum of any committee of the Board shall be determined by the Board.

5. Where the Board desires to obtain the advice of any person on a particular matter, the Board may co-opt him as a member for such period as it deems 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 Board and shall not count towards the quorum.

6. Notwithstanding anything in the foregoing provisions of this paragraph, the first meeting of the Board shall be summoned by the Minister.

Committee

7. (1) Subject to its standing orders, the Board may appoint one or more committees to carry out on behalf of the Board such of its functions as the Board may determine.

(2) Every committee appointed under the provisions of sub-paragraph (1) of this Paragraph, shall consist of such number of persons (not necessarily all members of Board) as may be determined by the Board and a person other than a member of the Board shall hold office on the committee in accordance with the terms of his appointment.
(3) A decision of a committee of the Board shall be of no effect until it is confirmed by the Board.

Miscellaneous

8. The fixing of seal of the Council shall be authenticated by the signature of the Director-General and any other staff authorized generally or specially by the Board to act for that purpose.

9. 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 Council by the Director-General or any person generally or specifically authorized by the Board to act for that purpose.

10. Members of the Board shall be paid such remuneration or allowances as may be approved from time to time by the President.

11. The validity of any proceedings of the Board or of a committee thereof shall not be adversely affected by:

(i) any vacancy in the membership of the Board; or

(ii) any defect in the appointment of a member of the Board or committee; or

(iii) reason that a person not entitled to do so, took part in the proceedings.

12. Any member of the Board and any person holding office on a committee of the Board, who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Board or a committee thereof shall forthwith disclose his interest to the Board or committee and shall not vote on any question relating to the contract or arrangement (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).

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

Explanatory Memorandum:
This Bill seeks to repeal the Raw Materials Research and Development Council Act, Cap. R3, LFN, 2004 and to enact the Raw Materials Research and Development Council Act, 2019 to develop local raw materials and co-ordinate research efforts especially in relation to raw materials acquisition, exploitation, conservation and development (Hon. Gideon Lucs Gwani — Kaura Federal Constituency).

Agreed to.

Long Title:

Agreed to.

Chairman to report Bill.
Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Repeal and Enact the Raw Materials Research and Development Council Act, Cap. R3, Laws of the Federation of Nigeria, 2004 and Enact the Raw Materials Research and Development Council Act; and for Related Matters (HB.47) and approved Clauses 1 - 25, the Schedule, the Explanatory Memorandum, and the Long Title of the Bill.

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

(iv) A Bill for an Act to Establish the National Roads Fund for the purpose of financing routine and Periodic Maintenance of National Roads; and for Related Matters (HB. 367) (Committee of the Whole):

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Establish the National Roads Fund for the purpose of financing routine and Periodic Maintenance of National Roads; and for Related Matters (HB. 367)” (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency and 1 other).

Agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE NATIONAL ROADS FUND FOR THE PURPOSE OF FINANCING ROUTINE AND PERIODIC MAINTENANCE OF NATIONAL ROADS AND FOR OTHER RELATED MATTERS (HB. 367)

Clause 1: Objectives.

The objectives of this Bill are to —

(a) establish the National Roads Fund which shall be a repository of revenues accruing from road user related charges and other sources for financing which shall be managed and administered for routine and periodic maintenance works on roads and related matters in Nigeria;

(b) provide predictable and sustainable funding for road maintenance in order to promote the sustainable development and management of the road network;

(c) establish the Governing Board of the Roads Fund which shall be responsible for the management of the Roads Fund in accordance with the provisions of this Bill;

(d) create an enabling environment for private sector participation, management and financing in the road sector (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that Clause 1 stands part of the Bill — Agreed to.
Clause 2: Application.
The provisions of this Bill shall apply to the funding, maintenance and administration of the road network in Nigeria (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 3: Establishment of the National Roads Fund.
(1) There is established, a fund to be known as the National Roads Fund (in this Bill referred to as "the Roads Fund") which shall be a repository of revenues accruing from prescribed road user related charges and other sources for financing which shall be managed and administered for the routine and periodic maintenance of roads in Nigeria.

(2) The Roads Fund shall —

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

(b) have power to sue or be sued in its corporate name; and,

(c) be capable of holding, purchasing, acquiring and disposing of property movable or immovable, for the purpose of carrying out its functions under this Bill (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 4: Sources of the Roads Fund.
(1) From the commencement of this Bill revenue accruing from all of the following sources shall be chargeable and paid into the Roads Fund as prescribed under the Second Schedule to this Bill —

(a) Fuel Levy on Imported Petroleum Products;

(b) Fuel Levy on Locally Refined Petroleum Products;

(c) Axle Load Control Charges;

(d) Toll Fees;

(e) International Vehicle Transit Charges;

(f) Inter-State Mass Transit User Charge;

(g) Roads Fund Surcharge;

(h) Lease, License or other Fees from Non-Vehicular Road Usages;

(i) grants and loans to the Roads Fund by the federal, state or local government, statutory corporations in the Federation, or any agency or institutions of any government, any international organization, or private foundation or any person whatsoever;

(j) gifts of land, money or other property upon such terms and conditions, if any, as may be specified by the person or organization.
making the gift, provided such terms and conditions are not inconsistent with the objectives of the Roads Fund under this Bill; and

(k) all other assets which may, from time to time, accrue to the Roads Fund.

(2) In the interests of cost effectiveness, efficiency and transparency, the Roads Fund shall:

(a) put in place cost-effective, transparent and accountable arrangements for the collection of money falling due for payment into the Fund, such arrangements may include direct payment into the Roads Fund by the government agencies, or their agents, responsible for the collection of money from which money accruing to the Roads Fund is paid into the Roads Fund designated account; and,

(b) notwithstanding arrangements put in place, incorporate an effective and efficient independent system for verifying amounts.

(3) Any revenue accruing to the Roads Fund shall be payable into the designated Roads Fund account only and shall not be deemed to be revenue accruing or payable into the Consolidated Revenue Fund of the Federation (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 5: Application of the Roads Fund.

(1) The Roads Fund shall, in each year, before disbursement of the amount in the Roads Fund, set aside an amount not exceeding 3% of the total monies accruing to the Roads Fund in the preceding year (in this Bill referred to as "the Administrative Fund") for the purposes as stated under section 17 of this Bill.

(2) The funds that shall accrue to the Roads Fund shall be disbursed to Statutory Federal, State and Local Government Road Agencies specifically for routine and periodic maintenance works on roads and the administration of a safe national road network in Nigeria.

(3) The basis for the allocation and any formula for the disbursement of the Roads Fund shall be as determined by the Governing Board provided that it shall consider:

(a) the quality and cost effectiveness of the road asset management maintenance proposals;

(b) the extent of the road network;

(c) the specific maintenance or wear and tear requirements of any road;

(d) volume of vehicular use of road use;

(e) amount of revenue collected within and contributed by the State;

(f) demonstrated institutional performance and capacity in the executing Road Agency's functions for oversight and works delivery in line with the Roads Funds objectives and stipulations; and
Clause 6: Establishment of the Governing Board of Directors.

(1) There is established for the management of the Roads Fund, a Governing Board (in this Bill referred to as "the Board") which shall control and determine the collection of accruable revenue, and oversee the administration, management, allocation and disbursement of the fund in accordance with the provisions of this Bill.

(2) The Governing Board shall be an independent and autonomous body with exclusive responsibility to manage the Roads Fund in a diligent and transparent manner in accordance with the provisions of this Bill.

(3) The Board shall consist of:

(a) a non-Executive Chairman who shall be appointed from the private sector;

(b) one representative from each of the following Ministries —

   (i) Federal Ministry of Finance,

   (ii) Federal Ministry responsible for roads;

(c) one representative from each of the following bodies —

   (i) the Nigerian Association of Chambers of Commerce and Industry,

   (ii) Nigerian Society of Engineers and the Nigerian Institution of Highway and Transportation Engineers jointly,

   (iii) Petroleum Products Pricing and Regulatory Agency,

   (iv) Federal Roads Maintenance Agency and or any relevant Agency in charge of roads maintenance,

   (v) Nigerian Association of Road Transport Owners,

   (vi) the Agency responsible for the marketing of petroleum products, and

   (vii) the Nigerian Institute of Quantity Surveyors;

(d) one (1) person from a State Road Agency to be selected from each of the six (6) geopolitical zones, which shall be rotationally selected in an alphabetical order of state names within each zone, to represent the zone;

(e) the Managing Director who shall be appointed by the Board.

(4) The Chairman and members of the Board other than the Managing Director shall be appointed by the President on the recommendation of the Ministry or body they represent.

(5) Each Member of the Board shall be a person of recognized expertise and knowledge, with not less than ten (10) years cognate experience in one or
more of the following fields —

(a)  management;

(b)  engineering;

(c)  transport management technology;

(d)  law;

(e)  finance;

(f)  accountancy; or

(g)  economics.

(6)  Apart from the Managing Director who shall be the Chief Executive Officer, all other members of the Board shall be non-executive and part-time.

(7)  The provisions of the First Schedule to this Bill shall regulate the proceedings of the Board and other matters in the Schedule (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 7:  Tenure of Office of Members.
A member of the Board other than the Managing Director and the ex-officio members shall hold office —

(a)  for a term of four (4) years in the first instance and may be re-appointed for another term of four (4) years and no more; and

(b)  on such terms and conditions as may be specified in their letters of appointment (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 8:  Allowances of Members.
The Members of the Board shall be paid such part time allowances, expenses and benefits as may be approved by the Federal Government in accordance with extant Laws and regulations (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 9:  Cessation of Membership.
(1)  A member of the Board shall cease to hold office if such person —

(a)  becomes bankrupt;

(b)  is convicted of a felony or any offence involving dishonesty or fraud;

(c)  becomes of unsound mind or is incapable of carrying out his duties;

(d)  is guilty of a serious misconduct in relation to his duties;

(e)  is disqualified or suspended from practicing his profession, in the
case of a person possessed of professional qualifications by a court
of law or the disciplinary committee of his professional body;

(f) resigns his appointment by a letter addressed to the President
through the Chairman of the Board; or,

(g) ceases to hold the office on the basis of which he is a member of
the Board, in the case of an "ex-officio" member.

(2) The President may remove a member from office if satisfied that his
membership is no longer in the interest of the Roads Fund or the public.

(3) Where a member of the Board ceases to hold office for any reason
whatsoever before the expiration of the term for which he is appointed,
another person representing the same interest as that member shall be
appointed to the Board for the unexpired term.

(4) A vacancy on the Board shall be filled by the appointment of another
person by the President on the recommendation of the Ministry or body
they represent as soon as is reasonably practicable after the occurrence of
such a vacancy (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal
Constituency).

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

Clause 10: Functions of the Board.
The Board shall —

(a) put in place cost-effective, transparent and accountable arrangements for the
collection of money falling due for payment into the Roads Fund and
request for data, records from any agency, body, organization or person in
order to ensure the accuracy of any assessment or remittance of money
falling due for payments into the Roads Fund;

(b) receive monies accruing to the Roads Fund;

(c) administer and manage the Roads Fund;

(d) coordinate and ensure total and timely accountability of all monies allocated
or accruable to the Roads Fund;

(e) receive information, records and data to determine quantities, volumes,
frequency or any other information required from any of its sources of
revenue;

(f) disburse monies from the Roads Fund to the Road Agencies for financing
approved road maintenance plan on road networks under their jurisdiction;

(g) disburse monies from the Fund to such other beneficiaries, agencies, bodies
persons or authorities that may be authorized under the provision of this Bill
for the purpose of the maintenance and management of the national road
network and the administration of the Fund;
(h) retain the balance of money in the Roads Fund at the end of any given year after the disbursements specified under this Bill, as the Reserve Fund;

(i) scrutinize and approve applications of the Roads Fund for road maintenance projects from Roads Agencies and other bodies and monitor expenditure to ensure prudent management, accountability and proper utilization of the Roads Fund for the purposes set out in this Bill;

(j) establish the allocation criteria to disburse monies to the Road Agencies;

(k) ensure transparency and accountability in the disbursement of money from the Roads Fund, prepare and publish annual reports and issue guidelines to the public on the criteria for accessing the Roads Fund;

(l) make such rules as the Board may consider necessary for the effective administration and management of the Roads Fund;

(m) prepare, publish and submit to the National Assembly through the Minister audited annual report of the Fund;

(n) make policy recommendations to the Federal Government on matters relating to the national roads network financing;

(o) advise and make recommendation to the Minister, agency or body responsible for finance on the funding policy and the level of road user charges and other forms of finance required for road maintenance programmes;

(p) in consultation with the Federal Ministry responsible for roads, Road Agencies and other user representatives assess the allocation of financial resources required by the Road Agencies for the maintenance of the different classes of roads under the responsibility of the Road Agencies; and to determine the allocation of financial resources required for the maintenance of roads as well as for road safety management;

(q) commission and act on regular financial and management audits undertaken on all entities enjoying the resources of the funds;

(r) liaise with the Federal Road Safety Corps or any other body charged with matters relating to the provision of safe and sustainable road infrastructure or the collection of user fees and levies;

(s) ensure compliance with national procurement, financial management and anticorruption regulation; and

(t) carry out such other activities as the Board may consider necessary for the discharge of its functions under this Bill (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 11: Powers of the Board.

(1) In carrying out its functions, the Board shall —

(a) maintain its buildings and facilities necessary for the discharge of its functions under this Bill;
(b) accept, acquire and hold security of any kind; and,

(c) invest, surrender, transfer, recover, exchange, discharge or in any manner, deal with the security held by the Board as a private individual can do.

(2) The Board shall train the employees of the Roads Fund for the purpose of advancing their skills, knowledge and performance for cost effective and efficient operation of the Roads Fund.

(3) The Board may delegate any of its functions in this or any other section of this Bill to any authority, or body established; to any person; or to any officer, employee or servant appointed in accordance with the provisions of this Bill, to act as its agent for the execution, performance or supervision of such functions as may be delegated (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 12: Appointment of the Managing Director.
(1) There shall be for the Roads Fund a Managing Director.

(2) Managing Director who shall —

(a) be appointed by the president on the recommendation of the Board from the private sector;

(b) possess a degree and cognate experience of not less than fifteen (15) years in at least any one of the following fields: management, engineering, transport management technology, law, finance, accountancy or economics;

(c) be the Chief Executive and Accounting Officer of the Roads Fund; and,

(d) hold office for a term of four (4) years in the first instance and may be reappointed for a further term of four (4) years and no more.

(3) The Managing Director shall subject to the direction of the Board, be responsible for —

(a) the day to day administration and facilitation of the Board; excisions of the Board;

(b) the administration of the secretariat of the Board; and

(c) the general direction and control of all other employees of the Roads Fund (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 13: Removal of the Managing Director.
(1) The Managing Director may in addition to the conditions prescribed in Section 9 (1) be suspended or removed from office by the Board if he has —

(a) demonstrated inability to effectively perform the duties of his; or

(b) been absent from three (3) consecutive meetings of the Board
without the consent of the Chairman unless he shows good reasons for such absence.

(2) Where the Managing Director is unable to perform the functions of his office due to temporary incapacity, which exceeds 3 months, the Board may appoint a substitute to act as the Managing Director (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 14: Appointment of the Legal Adviser.
There shall be for the Roads Fund a Legal Adviser who shall —

(a) be appointed by the Board;

(b) be the Secretary to the Board; and

(c) possess a degree in law with a minimum of ten (10) years post call experience (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 15: Other Staff.
(1) The Roads Fund shall employ directly, or by transfer or secondment from any civil service or public service of the Federation such number of employees as may in the opinion of the Board be necessary to assist the Board and the Managing Director in the performance of their functions under this Bill.

(2) The terms and conditions of service of employees of the Roads Fund shall be as may be determined by the Board from time to time.

(3) The Board shall have power to establish and review from time to time market-oriented criteria for establishing the remuneration of the members of staff of the Roads Fund in accordance with extant laws and regulations (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 16: Pension.
(1) The service in the Roads Fund shall be approved service for the purpose of the Pension Reforms Act and accordingly officers and other employees of the Roads Fund shall be entitled to pensions and other retirement benefits as prescribed under the Pensions Act in force.

(2) The provision of subsection (1) of this section shall not prevent the appointment of a person to any office on terms, which may preclude the grant of a pension, gratuity or other retirement benefits in respect of that office (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that Clause 16 stands part of the Bill — Agreed to.
Clause 17: Application of the Administrative Fund.

(1) The Roads Fund shall apply the Administrative Fund specified in section 5 of this Bill —

(a) to the administration of the Roads Fund;

(b) to the payment of allowances and benefits of members of the Board and for reimbursing members of the Board or of any Committee set up by the Board for such expenses as may be expressly authorized by the Board;

(c) to the payment of the salaries, fees or other remuneration, allowances and other benefits payable to the officers and other employees of the Roads Fund;

(d) for the development and maintenance of any property vested in or owned by the Fund;

(e) to such capital expenditure as the Board may deem necessary from time to time;

(f) to the management and administration of the Roads Fund, including audit expenses, research, data collection and data management associated with the implementation of the Roads Fund and;

(g) for such other payment in connection with all or any of its functions as stipulated under this Bill (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 18: Statement of Estimated Income and Expenditure.

(1) The Roads Fund shall not later than four (4) months to the end of a financial year, prepare and present to the National Assembly through the President for approval a statement of estimated income and expenditure for the following financial year.

(2) The Board shall ensure that in any financial year, the expenditure and commitments of the Roads Fund does not exceed the Administrative Fund.

(3) Where, in exceptional circumstances, the Roads Fund and any surplus income brought forward from a previous year, is insufficient to meet the actual or estimated liabilities of the Roads Fund, the Minister may make advances to the Roads Fund in order to meet the deficiency or any part thereof and such advances shall be made on such terms and conditions, whether as to repayment or otherwise, as the Minister responsible for Finance may determine (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 19: Books and Records of Accounts.

(1) The Roads Fund shall keep proper records of books and other records of account in respect of its operations including receipts and expenditure of the Roads Fund and the Administrative Fund in accordance with generally acceptable principles of accounting.
The accounts of the Roads Fund shall be audited by Auditors to be appointed annually by the Governing Board of the Roads Fund from the list of auditors and guidelines prepared by the Auditor-General for the Federation and in accordance with International Financial Reporting Standards applicable in Nigeria.

The Roads Fund shall submit to the National Assembly through the Minister not later than 30th June in each financial year, a report of its activities and implementation performance during the preceding year, which shall include a copy of the audited accounts of the Roads Fund for that year and a copy of the auditor's report.

Auditors appointed pursuant to subsection (2) of this section shall have access to all accounts and other records relating to such accounts which are kept by the Roads Fund or its agents and shall have the power to require from any member of the Board or employee or agent of the Roads Fund such information and explanation as in the Auditors opinion are necessary for the purpose of the audit including records, documents and papers of the Roads Fund relating directly or indirectly to the receipt or payment of money made by the Fund or to the acquisition, receipt, custody or disposal of assets by the Roads Fund.

The Auditor shall on the completion of the audit of the accounts of each financial year prepare and submit to the Board a report setting out his observations and recommendations on all aspects of the accounts of the Board; and the Board shall forward a copy of the report to the Minister.

A member of the Board, employee or agent of the Roads Fund who fails without reasonable cause to comply with a request or instruction of an Auditor pursuant to subsection (4) of this section commits an offence and liable on conviction to a fine not less than one million Naira (₦1,000,000.00) (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 20: Audit and Accounts.
(1) The Roads Fund shall, within three (3) months after the end of each financial year, furnish the Minister with —

(a) a copy of the audited accounts of the Roads Fund and the Administrative Fund, prepared by a reputable external auditing firm;

(b) a copy of the general report and full report of the external Auditor; and

(c) an Annual Report detailing —

(i) the state of affairs of the Roads Fund for the financial year and including any change in the Reserve Fund arising from the activities of the Board during the year; and,

(ii) the performance of the Road Fund, its agents and beneficiaries in the collection, allocation and utilization of the Fund and its impact on the performance and condition of the national road network, and

(iii) opportunities and constraints impacting upon the Board's performance and the actions proposed for addressing them.
All sums received for the purpose of the Roads Fund shall be paid into one or more banking accounts at such bank or banks as the Board may determine, and no amount shall be withdrawn therefrom except under the authority of the Board and by means of cheques or other financial instruments or procedures as are authorized in that regard by the Board.

The signatories to the account(s) referred to in subsection (2) of this section shall be the Head of Finance and Accounts, and one other officer of sufficient seniority.

The balance of the revenue accruing to the Roads Fund in any financial year shall be applied for the purpose of creating the Reserve Fund or such other reserve as the Board may from time to time approve to fund future planned road maintenance activities.

Any part of the Roads Fund not immediately required for the purpose of the Roads Fund may be invested in such manner as the Board may, in its discretion, determine subject to the approval of the Minister provided that such investment shall be strictly evaluated, bear low risk and are technically consistent with the maintenance priorities and plans developed by the Roads Fund.

The financial year of the Roads Fund shall be a period of twelve months commencing on the 1st of January of each year and ending on the 31st of December of the same year. Provided that the first financial year may be a period shorter or longer than twelve (12) months as the Board shall determine, but in any case, not longer than eighteen (18) months.

The Annual Report and a report of the activity and implementation performance during the preceding year shall be published, and also made available to the public on demand (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 21: Limitation of Suit.

(1) The provisions of the Public Officers Protection Act shall apply in relation to any suit Instituted against the Roads Fund, an official or employee of the Board.

(2) A suit shall not be commenced against a member of the Roads Fund, any official or employee of the Board before the expiration of a period of one (1) month after written notice of the intention to commence the suit shall have been served on the Roads Fund, an official or employee of the Board by the intending plaintiff or his agent.

(3) The notice referred to in subsection (2) of this section shall clearly state the cause of action, the particulars of the claim, the name and address of the intending plaintiff and the relief which he claims.

(4) A notice, summons or other document required or authorized to be served on the Roads Fund, an official or employee of the Board under the provisions of this Bill or any other law or enactment may be served by delivery of such notice, summons or other document to the Roads Fund, an official or employee of the Board or by sending such notice, summons or other document by registered post, addressed to the Managing Director or Secretary to the Board at the principal office of the Roads Fund.
(5) A member of the Board, his secretary or any official or employee of the Board shall be indemnified out of the assets of the Roads Fund, against any liability incurred in defending any proceeding whether civil or criminal, if the proceeding is brought against the person in his capacity as a member, secretary, officer or employee of the Board.

(6) In any action or suit against the Roads Fund, an official or employee of the Board, no execution or attachment or process in the nature thereof shall be issued against the Roads Fund, an official or employee of the Board but any sums of money which may, by the judgment of the Court, be awarded against the Roads Fund, an official or employee of the Board shall be paid from the funds of the Roads Fund (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 12: Five-Year Rolling Road Financing Plan.

(1) The Board shall, within the first year of its establishment, prepare a Five-Year Rolling Road Financing Plan (hereinafter referred to as the "Plan") for the fulfillment of its responsibilities under this Bill.

(2) The Plan shall be broken into yearly action programmes and shall contain information, amongst others, that would allow the determination of the Board's proposed activities over the Plan period in respect of each element of the national road network.

(3) The Plan shall constitute the basis for determining the financial needs of the Board and of its sourcing, including the needed contribution from its sources of finance.

(4) The Plan shall constitute the basis upon which Road Agencies shall develop the road maintenance component of their own programmes from funding provided by the Roads Fund and the Board shall use the Plan as a monitoring to check the utilization of the funds disbursed to the Roads Agencies by it.

(5) Notwithstanding the provisions of subsection (8) of this section, the Board shall ensure that the process and method used in the preparation of the first plan allows for adequate consultation and input to the Plan by the Road Agencies in a manner such as to make its intent and purpose consistent with the objectives of this Bill.

(6) The Board shall within the five-year rolling plan cycle keep the Plan under review and update it annually with consideration given to extant government policy including the master plan for the transportation sector, the National Integrated Infrastructure Master Plan and with appropriate input from the Road Agencies as well as any directives given by the Minister pursuant to section 27 provided that any of the foregoing are not inconsistent with the provisions of this Bill.

(7) The Board shall ensure that its maintenance Plans and accurate periodic updates of the status of its implementation are made available to the public.
In preparing the Plan or any amendment, revision or update thereto, the Board shall —

(a) require Road Agencies to submit to it four (4) months before the commencement of the financial year, their annual roads programmes in such form and containing such details as the Board shall specify, outlining a comprehensive plan of action for the maintenance of roads under the jurisdiction of the Road Agency and the estimated costs of every activity required to implement the plan of action;

(b) establish financial, road condition, economic and social criteria, for the allocation of funds to the Roads Agencies and for the general achievement of the objects of the Roads Fund;

(c) review the funding submissions of the Road Agencies against set criteria; and

(d) after agreeing to amendments and satisfying itself of the integrity of the submissions taken singly and as a whole, consolidate the Roads Agencies' annual roads programmes into Roads Fund's programme which shall specify details to include:

(i) specifying the amounts allocated for the maintenance of each class of roads;

(ii) matching the cost of implementing the annual roads programme with revenues collected or estimated to be collected by and within the Fund; and

(iii) identifying roads requiring maintenance in order of priority (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 23: Exemption from Taxation.
The provisions of any enactment relating to the taxation of companies or trust funds shall not apply to the Roads Fund, except under circumstances where they have earned profit (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 24: Offences.
(1) A person who contravenes or fails to comply with any of the provisions of section 4 of this Bill is guilty of an offence under this Bill.

(2) If a sum is due payable under any of the provisions of section 4 of this Bill and such sum is not paid as and when due and in the prescribed manner, then any person upon whom the responsibility to pay falls is guilty of an offence under this Bill.

(3) Notwithstanding any other provision in this Bill, a person liable to pay any charge, levy, surcharge, fee, or tax however prescribed shall make the payment in full and in the prescribed manner.
(4) Where an offence under this Bill is committed by a body corporate, firm or association of individuals, every director, manager, partner or officer concerned in the management of the affairs of such an organization or any person who was purporting to act in that capacity is severally guilty of that offence and liable to be proceeded against and punished for that offence in a like manner as if he himself had committed the offence unless he can prove that the act constituting the offence took place without his actual or constructive knowledge and consent (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 25: Penalties.
(1) Except as otherwise provided under this Bill, a person guilty of an offence under this Bill shall upon conviction, be liable to imprisonment for a term of six (6) months or to a fine not exceeding one million Naira (₦1,000,000.00) or both.

(2) The institution of proceedings or the imposition of any penalty under this Bill, under any Regulation made under this Bill or under any other Act or Regulation shall not relieve any person from liability to pay any sum due as payable under this Bill or any Regulation made under this Bill.

(3) A person who fails to pay or remit any charges, surcharges, levies, fees as prescribed under this Bill, is liable to pay as penalty 150% of the amount not collected, plus 5% interest above the Central Bank of Nigeria rediscount rate (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 26: Regulations.
(1) The Board may from time to time and with the approval of the Minister, make, amend, revoke or supplement regulations, codes, internal guidelines and procedures in line with and for giving effect to the provisions of this Bill.

(2) The regulations, codes, internal guidelines and procedures made pursuant to subsection (1) of this section may govern matters to include the manner, mode and modalities for the collection of any revenue accruable to the Roads Fund under this Bill; Provided that only the Minister may upon the recommendation of the Board make Regulations relating to fixing the rates, sums, or percentages applicable to any charges, surcharges, levies, or fees including variations thereto to be applied to any of the sources of revenue of the Roads Fund under this Bill.

(3) Regulations made pursuant to subsections (1) - (2) of this section shall be published in the official Gazette (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 27: The Role of the Minister.
(1) The Minister shall not later than three months after the coming into force of this Bill, take such steps as are necessary to bring into being the institutional structures of the National Roads Fund.
(2) The Minister shall perform any function or role as designated as being such under this Bill including the giving of approvals where required under the Act; fixing the rates, sums, or percentages applicable to any charges, surcharges, levies, or fees including variations thereto to be applied to any of the sources of revenue of the Roads Fund under this Bill; promulgation of Regulations; providing advice on government policies related to the activities of the Roads Fund.

(3) The Minister may give directives to the Board relating to the performance by the Board of any of its functions under this Bill; provided that such directives are not inconsistent with the objectives of the Roads Fund, the functions and powers of the Board and any provisions of this Bill (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 28: Interpretation.
In this Bill —

"Administrative Fund" means the percentage funds to be set aside from the total revenue accruing to the Roads Fund and to be utilized only for the purposes as specified under this Bill (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the words “Administrative Fund” be as defined in the interpretation to this Bill — Agreed to.

"Board" means the Governing Board established under section 6 of this Bill (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the word “Board” be as defined in the interpretation to this Bill — Agreed to.

"Financial year" means every period of twelve months beginning from 1st January and terminating on 31st day of December; provided that the first financial year may be shorter or longer than twelve (12) months as the Board shall determine, but in any case not longer than eighteen months (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the words “Financial year” be as defined in the interpretation to this Bill — Agreed to.


Question that the meaning of the word “Gazette” be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister responsible for Finance (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

"Member" in relation to the Board includes the Chairman and Managing Director (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).
Question that the meaning of the word “Member” be as defined in the interpretation to this Bill — Agreed to.

"National Roads" means roads and bridges, including their rights of way, that are owned and legally managed by Federal, State and Local Governments (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the words “National Roads” be as defined in the interpretation to this Bill — Agreed to.

"Person" shall include a natural person or body corporate where the context admits (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the word “Person” be as defined in the interpretation to this Bill — Agreed to.

"Reserve Fund" shall mean the balance between the revenue accruing to the Roads Fund in any financial year and the expenditure for that year (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the words “Reserve Fund” be as defined in the interpretation to this Bill — Agreed to.

"Road Agency(ies)” means statutory institutions created at Federal, State or Local Government level charged with the responsibilities which include the maintenance and safety management of road networks under their jurisdiction (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the words “Road Agency(ies)” be as defined in the interpretation to this Bill — Agreed to.

"Roads Fund" means the Roads Fund established by section 3 of this Bill (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the words “Roads Fund” be as defined in the interpretation to this Bill — Agreed to.

"Rolling Road Financing Plan" means a five year roads programme prepared by the Board in the manner stipulated under this Bill for the Roads Fund's fulfillment of its objectives under this Bill (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the words “Rolling Road Financing Plan” be as defined in the interpretation to this Bill — Agreed to.

"Tariffs" includes road user charges such as fuel levy, charges, fees, surcharges as well as supplementary heavy vehicle permit, international transit fees, tolls and fines for overloading, etc.; and (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the word “Tariffs” be as defined in the interpretation to this Bill — Agreed to.

"Road Sector Regulator" Agency responsible for Regulating the Road Sector (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).
Question that the meaning of the words “Road Sector Regulator” be as defined in the interpretation to this Bill — Agreed to.

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

Clause 29  Short Title.
This Bill may be cited as the National Roads Fund Bill, 2019 (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that Clause 29 stands part of the Bill — Agreed to.

SCHEDULES

FIRST SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD

Proceedings of the Board

1. Subject to the provisions of this Bill, the Board may make standing orders regulating its proceedings or that of any of its Committees.

2. The Board shall hold a meeting at least once in every three months and, at such other time as may be convened by the Chairman.

3. A notice of not less than fourteen (14) days or such other period as may be agreed from time to time shall be given to all members and the notice shall specify the date, time and place of the meeting and the business to be transacted.

4. The Chairman shall preside at meetings of the Board, and in his absence the members present shall elect one of their numbers to preside at the meeting.

5. Where not less than five members of the Board request the Chairman by notice in writing signed by them, to convene an extra-ordinary meeting of the Board for any purpose specified in the notice, the Chairman shall upon receipt of such notice convene an extraordinary meeting of the Board for that purpose within seven days at such place and time as he may appoint. A written notice shall be addressed and sent to the members at least three working days prior to the date of the meeting.

6. Notwithstanding anything in the foregoing provisions of this paragraph, the inaugural meeting of the Board shall be summoned by the Minister responsible for Finance, who may give such directions as he thinks fit as to the procedure which shall be followed at that meeting.

7. The quorum for a meeting of the Board shall be five members. If, within half an hour from the time appointed for the meeting of the Board, a quorum is not present, the meeting shall stand adjourned to the same day in the next week at the same time and place, or such other date, time or place as the Chairman of the meeting shall appoint.

8. A meeting of the Board shall not be adjourned to a date which is less than two (2) days later than the day it was to be held unless otherwise agreed by all the members, and the meeting may only deal with the matters which were on the agenda of the meeting that was adjourned.

9. Where a meeting has been adjourned, notice of the adjourned date shall be given by the Secretary of the Board to the members.

10. The Board may co-opt non-voting observers at any of its meetings, as and when required.
11. The Board shall appoint such groups or committees as may be necessary for the proper discharge its functions.

12. A study group or committee shall consist of some members of the Board and such other persons as the Board may determine, and the objectives of the groups or committees shall be defined.

13. Members of the Board and other persons appointed as members of the study groups or committees shall be paid allowances as may be determined by the Board.

14. A member of the Board shall not appoint any proxy to represent him at any meeting of the Board.

15. All questions at a meeting of the Board shall be determined by a simple majority of votes of the members present and voting, being members who under this paragraph are entitled to vote at such meeting. All relevant Board papers for Board meetings shall be sent to all members prior to the Board meeting, and the minutes of the meeting will be sent as soon as practicable after the holding of the meeting.

16. At any meeting of the Board each member shall have a vote, and if there is equality of votes the Chairman shall have a second or casting vote.

17. The minutes of meetings of the Board and its committees shall be recorded in a register and kept by the Secretary of the Board or his nominee and be confirmed at the next succeeding ordinary meeting of the Board.

18. Subject to the provisions of this Bill, the Board may make standing orders with respect to the —

(a) holding of meetings of the Board;
(b) notices to be given of the meetings;
(c) proceedings of the meetings;
(d) keeping of minutes of the proceedings; and,
(e) production of the proceedings for inspection.

19. Without limiting the discretion of the Board to regulate its meetings, the members of the Board may, in a matter that requires urgent attention —

(a) confer by telephone;
(b) close circuit television;
(c) other electronic means; or
(d) audio or audiovisual communication.

Committees of the Board

20. A resolution passed at a meeting held in line with paragraph 19 above shall, notwithstanding that the members are not present together in one place at the time of the meeting, be deemed to have been passed at a meeting of the Board duly called and constituted on the day and at the time at which the meeting was held, it being agreed that the provisions of the Bill relating to meetings of members shall apply to the meeting.

21. The Board may appoint one or more Committees to carry out, some of its functions.
22. The decision of a Committee of the Board shall be of no effect until it is confirmed by the Board.

Disclosure of Interest by Members of the Board

23. A member of the Board who is in any way directly or indirectly interested in any contract, proposed contract or arrangement shall disclose the nature of his interest at a meeting of the Board where the subject is first discussed, and the disclosure shall be recorded in the minute book of the Board, and the member shall not take part in any deliberation or decision of the Board with respect to that transaction or project.

24. A member of the Board need not attend in person a meeting of the Board in order to make a disclosure which he is required to make under this paragraph if he takes reasonable steps to ensure that the disclosure is made by a notice which is brought up and read at the meeting.

Conflict of Interest

25. The personal interest of a member shall not conflict with any of his duties as a member of the Board under this Bill.

26. A member shall not in the course of the management of affairs of the Roads Fund or in the utilisation of the Roads Fund's property, make any secret profit or achieve other unnecessary benefits.

27. A member shall be accountable to the Roads Fund for any secret profit made by him or any unnecessary benefit derived by him contrary to this provision.

The Common Seal

28. The common seal of the Roads Fund shall not be affixed to any instrument except by the authority of a resolution of the Board and the affixing of the common seal shall be authenticated by the signatures of the Chairman and the Secretary, or of some other members authorised generally or specifically by the Board to act for the purpose. Any document purporting to be a document duly executed under the common seal of the Roads Fund shall be received in any court and shall, unless the contrary is proved, be deemed to be so executed.

29. The validity of any proceedings of the Board shall not be affected by vacancy in the membership of the Board, any defect in the appointment of a member of the Board or by reason that a person not entitled to do so took part in the proceedings (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

SECOND SCHEDULE

PROVISIONS RELATED TO CHARGING, PAYMENT AND COLLECTION OF LEVIES, FEES, CHARGES, SURCHARGES OR OTHER STIPULATED SOURCES OF FUNDING UNDER THIS BILL

Levies, fees, charges and surcharges stated in section 4 (a)-(g) under this Bill shall be administered as prescribed under this Schedule

Fuel Levy on Imported Petroleum Products

1. (a) There shall be paid into the Roads Fund a levy of One Naira (₦1) per litre on any volume of petrol and diesel products imported into Nigeria;
The levy shall be paid in full directly into the designated accounts of the Roads Fund by the importer and the evidence of payment shall be required to be provided to the Nigerian Customs Service for the purposes of clearing and permitting the importation of such products;

The Nigerian Customs Service shall at all times be responsible for assessing and ensuring the accurate remittance of the payable Fuel Levy into the designated accounts of the Roads Fund and shall render reports and accounts to the Board of the Roads Fund of the total amounts from receipts of payment of such levies to the Roads Fund account; and

The Minister shall in consultation with the Minister for Petroleum have the power to review and determine the amount to be charged as Fuel Levy from time to time, from the commencement of this Bill.

**Fuel Levy on Locally Refined Petroleum Products**

2. (a) There shall be paid into the Roads Fund a levy of One Naira (₦1) per litre on any volume of petrol and diesel products refined or sold in Nigeria;

(b) The refinery and the agency in charge of marketing petroleum products in Nigeria shall be responsible for assessing and ensuring the accurate payment or remittance of the payable Fuel Levy into the designated accounts of the Roads Fund; and,

(c) The Fuel Levy payable on locally refined petroleum products under subsection (a) and (b) of this section shall be payable no later than thirty (30) days after the delivery of the petroleum products from the refinery.

(d) The Minister shall have the power to review and determine the amount to be charged as Fuel Levy from time to time, from the commencement of this Bill.

**Axle Load Control Charges**

3. (a) There shall be paid into the Roads Fund Axle Load Control Charges which shall be paid in a manner and rate as shall be determined and prescribed by the Minister from time to time under Regulations to be made under the provisions of this Bill; and,

(b) The Federal Roads Agency shall be responsible for assessing and ensuring the accurate remittance of all Axle Load Control Charges into the designated accounts of the Roads Fund.

**Toll Fees**

4. (a) There shall be paid into the Roads Fund, Toll Fees, chargeable on any road owned by the federal government and designated as a toll road by the Minister;

(b) A percentage not less than 10% of any revenue paid as user charge per vehicle on any road designated as a toll road under subsection (a) of this subsection shall accrue and be payable to the Roads Fund;
Any toll road operator, concessionaire or other authority responsible for the collection of toll fees on any road designated as a toll road under subsection (a) of this section shall be responsible for assessing and ensuring the accurate payment or remittance of the payable revenue from toll fees into the designated accounts of the Roads Fund; and

The Minister has the power to review and vary the amount of the percentage of revenue that shall accrue to the Roads Fund as provided under subsection (b) of this section.

**International Vehicle Transit Charges**

5. (a) There shall be paid into the Roads Fund, International Vehicle Transit Charges on any foreign registered vehicle entering into Nigeria at any time through any land border;

(b) The charge shall be paid in full directly into the designated accounts of the Roads Fund by the person bringing a vehicle into Nigeria and the evidence of the payment of which shall be provided to the Customs Service for the purposes of permitting of such vehicle entry into Nigeria;

(c) The Nigerian Customs Service shall ensure accurate remittance of the payable International Vehicle Transit Charge into the designated accounts of the Roads Fund and shall render reports and accounts to the Board of the Roads Fund and to the Minister of the total amounts from receipts of payment of charges to the Roads Fund account; and,

(d) The Minister shall have the power to review and determine the amount to be charged as International Vehicle Transit Charge from time to time.

**Inter-State Mass Transit User Charge**

6. (a) There shall be paid into the Roads Fund, Inter-State Mass Transit User Charge being a 0.5% charge on the fare paid by passengers to commercial mass transit operators for inter-state travel;

(b) The charging and collection of the Inter-State Mass Transit User Charge shall be as determined by the Road Sector Regulator under the provisions of its Act;

(c) Any funds accruing to the Roads Fund for Inter-State Mass Transit User Charges shall be paid into the designated accounts of Roads Fund.

**Roads Fund Surcharge**

7. (a) There shall be paid into the Roads Fund a surcharge of 0.5% on the assessed value of any vehicle imported at any time into Nigeria;

(b) The surcharge shall be paid in full into the designated accounts of the Roads Fund by the importer of any vehicle and the evidence of the payment shall be provided to the Nigeria Customs Service for the purposes of clearing and permitting the importation of a vehicle;

(c) The Nigeria Customs Service shall be responsible for assessing and ensuring the accurate remittance of the payable Roads Fund Surcharge into the designated accounts of the Roads Fund and shall render reports and accounts to the Board of the Roads Fund of the total amounts from receipts of payment of such levies to the Roads Fund account; and
(d) The Minister shall have the power to review and determine the amount to be charged as Roads Fund Surcharge from time to time.

Lease, License or Other Fees

8. (a) There shall be paid into the Roads Fund revenue accruing from lease or license or other fees pertaining to non-vehicular road usages to include the placement of advertising, billboard and signage, telecommunications equipment (masts, cables, etc.) or other equipment along any Federal road at rates as may be prescribed by the Minister under a regulation made under this Bill.

(b) The Federal Roads Agency shall be responsible for the assessment, charging and collection of fees prescribed under this section as above, and shall remit an amount of not less than 10% of such revenue into the Roads Fund (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Explanatory Memorandum:
This Bill seeks to Establish the Roads Fund which shall be a repository of revenue accruing from road user charging systems and other sources for the purpose of financing the maintenance and upkeep of national roads and promote sustainable development of the road sector (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Agreed to.

Long Title:

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the National Roads Fund for the purpose of financing routine and Periodic Maintenance of National Roads; and for Related Matters (HB. 367) and approved Clauses 1 - 29, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

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

(v) A Bill for an Act to Repeal the Federal Roads Maintenance Agency (Establishment, etc.) Act, 2002 (as amended), the Federal Highways Act, 1971 and the Control of Advertisement Federal Highways Act, 1986 and Enact the Federal Roads Bill for Establishment of Federal Roads Authority, the Framework for Private Sector Participation, the Regulation of the Roads Sector; and for Related Matters (HB. 362) (Committee of the Whole):

Agreed to.
Clause 1: Objectives.

(1) The objectives of this Bill are to —

(a) establish the Federal Roads Authority to perform the functions set out in accordance with the provisions of this Bill;

(b) manage the Federal Roads Network so that it is safe and efficient, with a view to meeting the socio-economic demands of the country;

(c) promote the sustainable development and operation of the road sector; and

(d) facilitate the development of competitive markets and the promotion of enabling environment for private sector participation in the development, financing, maintenance and improvement of roads in Nigeria;

(e) provide for the regulation of the road sector by an independent regulator.

Application.

(2) The provisions of this Bill shall apply to the development, funding, management and administration of Federal Roads in Nigeria (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Clause 2: Establishment of the Federal Roads Authority.

(1) There is established a body to be known as the Federal Roads Authority (in this Bill referred to as the "Authority") which shall be responsible for the asset management and works (development, rehabilitation, maintenance and road safety works) on Federal Roads in Nigeria.

(2) The Authority shall be a body corporate:

(a) 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.
the management of Federal roads (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 3: Governing Board of the Authority.

(1) There is established for the Authority a Governing Board (in this Bill referred to as Governing Board 'the Board') which shall be responsible for policy formulation for the Authority and superintending over the affairs of the Authority.

(2) The Board shall consist of the following members —

(a) a non-Executive Chairman;

(b) six (6) non-executive members from the private sector who shall possess professional experience relevant to the sector, with one person to be appointed from each of the six geopolitical zones;

(c) one representative each of the following Ministries and Agencies not below the rank of a Deputy Director:

(i) Federal Ministry responsible for Roads,

(ii) Federal Ministry of Finance,

(iii) Federal Road Safety Commission,

(iv) Nigerian Society of Engineers and the Nigerian Institution of Highway and Transportation Engineers jointly; and

(d) the Managing Director of the Authority appointed under the provisions of section 10 of this Bill;

(e) two (2) Executive Directors appointed under the provisions of section 10 of this Bill.

(3) The Authority's Board shall be responsible to the Minister responsible for roads.

(4) The Supplementary Provisions set out in the Schedule 1 to this Bill shall have effect with respect to the proceedings of the Board and other matters contained therein (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 4: Appointment and Qualification of Board Members.

(1) The Chairman and other members of the Board, other than the Managing Director and the two (2) Executive Directors, shall be non-executive and appointed on part-time basis by the President on the recommendation of the Minister.
The Chairman and members of the Board including the Managing Director and the two (2) Executive Directors, shall be persons of proven integrity and recognized expert knowledge.

The Chairman and other members of the Board shall have requisite qualification and with not less than ten (10) years cognate professional experience in one or more of the following fields —

(a) civil engineering or other relevant engineering disciplines;
(b) construction management;
(c) infrastructure asset management;
(d) transport management technology;
(e) infrastructure financing;
(f) corporate management;
(g) law;
(h) finance;
(i) accountancy; or
(j) economics (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 5: Exemption.
A person shall not be a member of the Governing Board of the Authority if he is already a member of the Governing Board of the National Roads Fund established under the National Road Fund Act (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 6: Tenure and Removal Office of a Board Member.
(1) A Non-Executive Member of the Board shall hold office —

(a) for a term of four (4) years in the first instance and may be reappointed for a further term of four (4) years and no more; and
(b) on such terms and conditions as may be specified in the letter of appointment.

(2) A person shall cease to hold office as a member of the Board where —

(a) he becomes bankrupt;
(b) he is convicted of a felony or any offence involving dishonesty or fraud;
(c) he becomes of unsound mind or is incapable of carrying out his duties;
(d) he is guilty of a serious misconduct in relation to his duties;

(e) he is disqualified or suspended from practicing his profession in any part of the world by an order of a competent authority;

(f) if he resigns his appointment by a letter addressed to the President through the Minister responsible for Roads;

(g) the President is satisfied that it is not in the interest of the Authority or of the public for the person appointed to continue in office; or

(h) in the case of an ex-official member, he ceases to hold the office on the basis of which he became a member of the Board (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 7: Functions of the Board.
The Board shall have overall control of the Authority and serve the purpose of ensuring good corporate governance and achieving the objectives of the Authority including providing guidelines for the implementation of government policy, performance monitoring, develop and approve organizational processes, schemes of service and regulations and approve appointments for the effective discharge of the functions of the Authority under this Bill and ensure harmonious professional and working relationships between the management of the Authority and the Ministry or any other relevant agency (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 8: Cessation of Office.
Where a member of the Board ceases to hold office for any reason whatsoever before the expiration of the term for which he is appointed another person representing the same interest as that member shall be appointed to the Board for the unexpired term (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 9: Emoluments.
The Chairman and members of the Board shall be paid such allowances or incidental Emoluments, expenses as determined by the National Salaries, Incomes and Wages commission in accordance with existing laws and regulations (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Amendment Proposed:
In line 3, leave out the word “existing”, and insert the word “extant” (Hon. Soli Sada — Jibia/Kaita Federal Constituency).

Question that the amendment be made — Agreed to.

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

Clause 10: Appointment of the Managing Director and Executive Directors.
(1) There shall be for the Authority, a Managing Director to be appointed by the President on the recommendation of the Minister.
(2) The Managing Director shall be:

(a) the Chief Executive and accounting officer of the Authority;

(b) responsible for the day-to-day administration of the Authority;

(c) responsible for the supervision of all other employees of the Authority and subject to such restrictions as the Board may impose, for disposing all questions relating to the service of the employees, their pay, allowances and privileges;

(d) responsible for matters concerning the accounts and records of the Authority;

(e) appointed for a term of five (5) years in the first instance and may be re-appointed for a further term of five (5) years and no more; and

(f) a person who possesses adequate professional qualifications, skills and experience with a minimum of a degree in Civil Engineering and registered by the Council for the Regulation of Engineering in Nigeria (COREN) to practice as an engineer with not less than fifteen (15) years cognate professional experience.

(3) (a) There shall be appointed for the Authority, two (2) Executive Directors to assist the Managing Director in the performance of his functions to be appointed by the President on the recommendation of the Minister under this Bill.

(b) An Executive Director shall be —

(i) appointed on such terms and conditions, as may be specified in his letter of appointment for a term of five (5) years in the first instance and may be re-appointed for a further term of five (5) years and no more;

(ii) in charge of Engineering and Operations; and in charge of Finance and Administration who shall be responsible to the Managing Director and the Board;

(c) (i) A person who possesses adequate professional qualifications, skills and experience with a minimum of a degree in Civil Engineering and registered by the Council for the Regulation of Engineering in Nigeria (COREN) to practice as an Engineer with not less than ten (10) years cognate professional experience.

(ii) The persons with Finance and Administration professional qualification shall head the Finance and Administration Departments (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

**Clause 11: Removal of Managing Director or Executive Director.**

(1) The Managing Director or an Executive Director may be suspended or removed from office by the President if he —
(a) has demonstrated inability to effectively perform the duties of his office;

(b) has been absent from five consecutive meetings of the Board without the consent of the Chairman, unless he shows good reason for such absence:

(c) is guilty of serious misconduct in relation to his duties;

(d) is disqualified or suspended from practicing his profession in any part of the world by an order of a competent authority; or

(e) is incapable of carrying out the functions of his office either arising from infirmity of mind or body.

(2) The Managing Director and Executive Directors shall not be removed from office except in accordance with the provisions of this Bill (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 12: Secretary and Other Staff of the Authority.

(1) The Board shall appoint a Secretary who shall be the Head of the Legal Department of the Authority, to keep the corporate records of the Authority and undertake such other functions as the Board may from time to time direct.

(2) The Secretary shall possess adequate professional qualifications, skills and experience as a legal practitioner with not less than 10 years cognate experience.

(3) Subject to section 31 (2) of this Bill the Authority shall employ such other number of persons as it considers necessary for the exercise of its powers and performance of its functions under this Bill.

(4) The Board shall determine the terms and conditions of service of the members of staff of the Authority and shall in consultation with the National Salaries, Incomes and Wages Commission, review the remuneration and allowances payable to the employees of the Authority, from time to time (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 13: Service in the Authority to be Pensionable.

(1) Service in the Authority is pensionable under the Pension Reform Act and accordingly, officers and other, persons employed in the authority shall be entitled to pension and other retirement benefits in respect of their service in the Authority as prescribed in that Act.

(2) Notwithstanding the provisions of sub-section (1) of this section, nothing in this Bill shall prevent the appointment of a person to any office on terms which preclude a grant of a pension or other retirement benefits in respect of that office.
(3) For the purposes of the application of the provisions of the Pensions Reform Act, any power exercisable by the Minister or other authority of the Government of the Federation, other than the power to make regulations under the Pensions Reform Act, hereby vested in and shall be exercisable by the Authority and not by any other person or authority.

(4) Employees who join the staff of the Authority from the Civil Service shall have all existing and outstanding Civil Service emoluments and pension entitlements transferred from their existing Service to the Authority at the time of appointment (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 14: Functions of the Authority.
(1) Subject to the provisions of this Bill and the functions and powers of any Regulatory Agency on the roads sector as provided for under this Bill or in any other Act, the Authority shall —

(a) own and manage Federal Road assets in accordance with the provisions of this Bill;

(b) ensure the efficient and effective construction, rehabilitation, reconstruction and maintenance of all Federal roads;

(c) enter into Private Sector Participation agreements including concessions and other forms of contracts as well as the issuance of permits and licences relating thereto to any person for the purpose of executing road Private Sector Participation agreements and other forms of contracts with any person authorized for the purpose of executing relevant projects provided that the grant of a Private Sector Participation agreement shall be subject to public procurement rules as approved by the Federal Government from time to time and in accordance with the relevant laws and regulations for the procurement and operation of Private Sector Participation agreements;

(d) develop, determine and be responsible for the classification of roads and technical regulation of roads including the specifications, design, standards on road development;

(e) make policy recommendations to the Federal Government on matters relating to the management, construction, rehabilitation, reconstruction and maintenance of Federal roads;

(f) carry out the procurement and enter into contracts for road works of any type with local entities with the aim of developing, encouraging, and enabling the growth of the Nigerian road contracting market and building the capacity of the private contracting sector

(g) carry out periodic maintenance and emergency repair of roads in accordance with policy priorities, Tolling Road Maintenance and Development Plans, National Roads Fund disbursements and as the Authority may in its discretion determine;
(h) plan and manage the development of road safety technical designs, standards and audit in collaboration with any regulatory, enforcement or other authority or agency with the responsibility for roads and road safety;

(i) plan and develop strategies to assist the relevant agencies towards ensuring efficient and effective movement of traffic on the Federal Road Network and ensure their implementation;

(j) liaise and consult with any regulatory, enforcement or other authority or agency with responsibility for roads and road safety and other relevant Ministries, Departments and Agencies;

(k) work in partnership with similar agencies at the state and local government levels by providing policy advice, guidance and technical support for the efficient and effective management, rehabilitation, reconstruction and maintenance of National road networks;

(l) prescribe measures for preventing damage however caused by any person to any road or any part thereof and for recovering, in full or in part, the cost of repairing the damage from such person or his insurers;

(m) ensure effective monitoring of the conditions of all Federal Roads for the purposes of timely implementation of road maintenance, rehabilitation and development programmes;

(n) develop and utilize an appropriate Road Asset Management System for the day to day and strategic planning and evidence based reporting processes of the Authority;

(o) prepare and publish evidence based performance reports on the Authority's projects funded by the National Roads Fund and any other funding sources or other donors;

(p) publish periodic reports of the activities, projects, contracts, plans, performance and achievements of the Authority and the condition of the Federal Road Network and make the reports available to the general public to ensure transparency and probity;

(q) advise the Minister and any regulatory, enforcement or other authority agency with responsibility for roads and road safety:

(i) on the specifications, design, standards and classification of roads and the prohibition of any act that may lead to damage to roads,

(ii) on the types, sizes, and usage of vehicles on national roads and the laden and axle weight of vehicles for the purpose of protecting national roads from damage,

(iii) on appropriate and effective methods of enforcing road traffic legislation for the purposes of preventing damage to roads and promoting road safety,
(iv) on appropriate road signs, and other road agencies on the location of road signs on public roads,

(v) on matters relating to safety of persons on roads,

(vi) on appropriate levels of charges, fines, penalties, levies or any sum required to be collected in relation to any road, and

(vii) on such reviews in road user charges as are necessary for the purpose of the National Roads Fund;

(r) advise the Minister on the development and training of human resources, research and studies necessary or required for performing its functions towards the development of the roads sector;

(s) identify and recommend to the Minister, supplementing donor funding opportunities for the management, construction, rehabilitation, reconstruction and maintenance of Federal Roads; and

(t) carry out other functions which in the opinion of the Board are necessary to ensure the efficient performance of the functions of the Authority (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 15: Powers of the Authority.
The Authority shall, in order to fulfill its functions under this Bill, have the following powers —

(1) Power for granting Private Sector Participation:

(a) consider applications for any form of Private Sector Participation including concessions and to issue and if necessary, extend, renew or revoke any Private Sector Participation agreements in accordance with extant laws and regulations;

(b) subject to extant regulations and laws carry out inquiries, tests, audits or investigations and take such other steps as may be necessary to monitor the activities of concessionaires or parties involved in Private Sector Participation and to secure and enforce compliance with the provisions of this Bill or any subsidiary legislation, concession terms, agreements or conditions made pursuant to this Bill;

(c) where it considers it to be in the public interest, compel a concessionaire or parties involved in Private Sector Participation to provide any information or any document concerning activities notwithstanding that such information or document may contain business secrets: provided that any such information or documents shall be restricted to those that a person can be legally compelled to produce as evidence by a court of law in Nigeria;

(d) to publish information received in the course of exercising its powers and functions under this Bill or to require concessionaires and other PPPs to publish certain information if it is satisfied that the publication is consistent with the objects of this Bill provided that the
Authority shall consider the commercial interests of the parties to whom the information relates before publishing the information;

\((e)\) undertake consultations with stakeholders including members of the public, read operators and industry participations affected by or with an interest in its directions and to consider any responses to the consultations;

\((f)\) enter into contractual agreements generally and incur obligations;

\((g)\) to acquire, hold, mortgage, purchase and deal howsoever with property whether moveable or immovable, real or personal;

\((h)\) subject to section 18 of this Bill, borrow such sums as it may require for the performance of its functions under this Bill subject to the provisions in relevant-treasury and establishment circulars;

\((i)\) to determine or agree with any relevant party involved in a concession or other Private Sector Participation agreement on any fees, levies, charges, rates and tariffs in relation to any concession or other Private Sector Participation arrangement, subject to the powers of the Road Sector Regulator; and

\((j)\) approve the award and termination of contracts.

(2) Powers to acquire land for Federal Roads:

\((a)\) the Federal Government may, in accordance with the provisions of the Lands Use Act acquire land for the purposes of this Bill and when so acquired such land shall be deemed to be a Federal Road within the meaning of this Bill; in this subsection, the reference to land includes reference to a road, other than a Federal Road;

\((b)\) except in respect of roads which are deemed to be Federal Roads, compensation shall be paid pursuant to the Land Use Act, for land acquired under sub-section \((1) (a)\) of this section after the commencement of this Bill;

\((c)\) where land at the commencement of this Bill or at any time thereafter is part of a Federal Road, the ownership shall include not only the surface but also the subsoil to an indeterminable depth, and user adverse to that-as a Federal Road shall operate in favour of level crossings constructed by the Nigerian Railway Corporation arid then only where a train or engine is approaching and within half a kilometre of a level crossing;

\((d)\) it is declared for the avoidance of doubt that in the application of this section, an acquisition of land for the purposes of this Bill shall be for a public purpose of the Federation within the meaning of the Land Use Act; and

\((e)\) the acquisition of land for the purposes of this Bill includes the right to obtain control over the land and to use the land for the erection of buildings and for the supervision of the user by the public.
 Powers incidental to intention to acquire land for Federal Roads \((a)\) subject to the provisions of this section, where it appears to the Authority that land in any locality is likely to be needed for the purposes of a Federal Road, the Authority may in writing authorize any person to enter upon any land in the locality for the purpose of surveying and taking necessary levels, and for that purpose the person so authorized may:

\((i)\) dig into or bore under the subsoil and do all other acts necessary to ascertain whether the land is suitable for use as a Federal Road; and

\((ii)\) clear and demarcate the boundaries of any such land.

Powers:

(a) \((i)\) in the case of a customary land in the manner provided by the Land Use Act where a right of occupancy is revoked; and

\((ii)\) in any other case by a court having jurisdiction in respect of the place where the land is situated in respect of drainage and other works;

(b) notwithstanding the provisions of sub-section \((4)\) \((a)\) of this section, the Authority may for purposes of and incidental to this Bill surveyor otherwise demarcate in any State and thereafter layoff on a plan the middle line of a Federal Road, and notice of such surveyor demarcation and laying off shall be published in the Federal Gazette, and in the Gazette of any State affected or likely to be affected; if the middle line is so laid off, the Authority may not later than twelve (12) months thereafter, exercise his power under this section within a distance of one hundred (100) metres on either side of such middle line which shall include the Road Reserve;

(c) nothing in this section shall authorize the Authority or any person authorized by him to enter into any building or upon any enclosed court or garden attached to a dwelling house (except with the consent of the occupier thereof) unless at least seven (7) days' notice in writing of the intended entry has been given to such occupier;

(d) compensation for damage done under this section shall in case of dispute as to amount be determined —

\((i)\) the Authority may in the performance of its duties under this Bill make and thereafter maintain in respect of any Federal Road, convenient decking and drainage work for the purpose of making good any interruptions caused to the use of the lands of adjoining owners or occupiers through which such Federal Road passes or is made, or of diverting storm or other water from a Federal Road,

\((ii)\) for all or any of the purposes in sub-section \((5)\) \((a)\) of this section, the Authority may enter upon land adjoining the Federal Road subject to the giving of reasonable notice to owners or occupiers and doing as little damage as possible through such entry or exit after entry; and in the course thereof the Authority may block up, divert or alter the level
or course of water flowing in defined channels, natural or artificial, or otherwise contained by any means, and

(iii) nothing in this section shall require the Authority to provide convenient decking or drainage work:

(i) where the owners or occupiers have failed to make representation during the time that the section, of the Federal Road affected, adjoining or passing through their land was in course of construction; or

(ii) where owners or, as the case may be, occupiers of the adjoining land have agreed to receive and have been paid compensation; or

(iii) where decking and drainage work provided by the Authority is thereafter diverted or altered otherwise than by the Authority;

(iv) in the exercise of its power under this section, the Authority may require any person having apparent control over the location of any pipe, electric wire or post to alter the level or position thereof as the case may require after reasonable notice of the requirement has been duly given; and the Authority shall in the course of road works generally cause as little inconvenience as possible to persons affected;

(v) the failure to comply with the requirement of the Authority as directed or given to any person under this section shall be an offence punishable on conviction by a fine of not less than Five Hundred Thousand Naira (₦500,000.00) or by imprisonment for a term not exceeding twelve (12) months, or by both such fine and imprisonment.

(5) Powers relative to obstruction on Federal Roads:

(a) in the performance of any of its functions in relation to the development, rehabilitation or maintenance of a Federal Road under this Bill if trees or other natural or man-made objects are standing in a position likely in the opinion of the Authority to obstruct the course of a Federal Road in the event of falling or being found on or near a Federal Road or likely to obstruct the use the Federal Road, any person duly authorized in writing in that behalf by the Authority may enter an adjoining land to any necessary extent in order to fell or otherwise remove such obstruction as circumstances may require;

(b) if the power conferred by sub-section (6) (a) of this section is exercised in respect of a tree or other natural or man-made objects on land other than a Federal Road, compensation shall be payable to the owner only where the Federal Road was in use before the tree or other natural or man-made objects became a potential source of obstruction, and the tree or other natural or man-made objects had at the time of its felling or removal a marketable value, provided
that in default of agreement under this subsection the amount shall be fixed by a competent person appointed for this purpose by the Authority; and

(c) an award of compensation fixed by agreement under sub-section (6) (b) of this section shall be final and a court shall only entertain a suit to recover compensation for any tree or other natural or man-made objects felled, removed or otherwise dealt with under this section where the amount is fixed by agreement is not paid.

(6) Power to enter adjacent land:

The Authority or any person authorized by him in writing, may in case of any slip or other accident happening or being apprehended in any cutting, embankment or other work under the Authority's control. enter on any land adjoining a Federal Road and do all work necessary to repair damage thereby occasioned and for the purpose of prevention or control of slips likely to occur from adjoining land on to a Federal Road.

(7) Power to establish Pay-for-Service arrangements, collect revenues and set fees, levies, charges, rates and tariffs related thereto subject to the powers of the Road Sector Regulator in this regard under the provisions of this Bill or any other Act:

(a) power to Erect Tollgates

(8) Power to make therefrom:

(i) the Authority shall have power to erect, equip and maintain tollgates on any Federal Road as and when required, upon approval of the President. without prejudice to the generality of sub-section (8) (a) (i) of this section, and notwithstanding the provisions of any other Act, the Authority may authorise any person, in return for undertaking such obligations as may be specified in a Private Sector Participation agreement or project agreement with respect to the design, construction, maintenance, operation, improvement or financing of Federal Roads to enjoy specific rights as may be stated in the Private Sector Participation agreement or project agreement including the right to levy, collect and retain tolls, user fees, service charges, or any other fees, levies, charges, rates and tariffs in respect of the use of Federal Roads;

(ii) the Authority may, by regulation, specify the conditions under which a member of the public will access the use of a Federal Road. A party involved in a Private Sector Participation with the Authority shall propose for the approval of the Authority, any tolls, user fees. service charges, or any other fees, levies, charges, rates and tariffs or any review of same in relation to the use of Federal Roads by reference to such circumstances or combination of circumstances or classification as the Authority may specify, after consultation with the party involved in a Private Sector Participation and any other relevant authority or party;
the Authority may provide for tolls, user fees, service charges, or any other charges that shall be paid into the National Roads Fund, to be charged for a period specified or in a manner as may be determined by the Authority;

regulations-with respect to advertisements and the collection of revenue —

(a) subject to the provisions of this section, the Authority may make with the approval of the Minister regulations:

(i) for the control by means of permits or otherwise, of the display of advertisements on Federal Roads so far as it appears to the Authority to be expedient in the interest of amenity or public safety, and

(ii) for the imposition and collection of prescribed charges in respect of the display on Federal Roads of advertisements of such classes or description as may be prescribed;

(b) without prejudice to the generality of sub-section (9) (a) of this section, regulations made under this section may —

(i) provide for regulating the dimensions, appearance and position of advertisements which may be displayed on Federal Roads and sites on which advertisements may be so displayed,

(ii) provide for prohibiting the display on Federal Roads of advertisements of any prescribed class or description,

(iii) provide for enabling the authorised officials or persons to require the removal of an advertisement which is being displayed in contravention of the regulations or the discontinuance of the use of the display of advertisements on any site which is being so used in contravention of the regulations,

(iv) specify different provisions, and prescribe different charges, in respect of advertisements of different classes or descriptions and with respect to in different situations and generally with respect to different circumstances,

(v) impose in respect of any breach of the regulations any penalty, and may make provision as to the persons who are to be treated as displaying an advertisement for
the purpose of any provision of the regulations which makes it an offence to display an advertisement in breach of the regulations, and

(vi) include such incidental or supplementary provisions as it appears to the Authority necessary or expedient for giving effect to the purposes mentioned in sub-section (9) (a) of this section;

(c) the Federal Government may, subject to the provisions of this Bill, collaborate with the Government of a State or a Local Government in respect of traffic on Federal Roads as may be expedient in the circumstances with regard to the prohibition of erection of hoardings and other forms of advertising within a distance of one hundred meters from the middle line of any road formation in the vicinity of a Federal Road or within the distance aforesaid from the middle line of the Federal Road.

(9) Power to collaborate with State Government and Local Governments:

The Federal Government may, subject to the provisions of this Bill, collaborate with the Government of a State or a Local Government in respect of traffic on Federal Roads as may be expedient in the circumstances (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 16: Fund of the Authority.
The Authority shall establish and maintain a fund which shall comprise —

(a) an initial take off grant or subvention as may be appropriated to the Authority, by the National Assembly to cover one time transitioning and one-time capacity building costs;

(b) such moneys as may be appropriated to the Authority from time to time by the National Assembly through the national budgetary process;

(c) allocations from the National Roads Fund;

(d) proceeds from the sale of assets that may accrue to the Authority;

(e) Public Private Participation fees, toll fees, rates and tariffs imposed by arrangement made by the Authority; and

(f) lease, license, rents, advertisement revenue and other internally generated revenue from services or facilities provided by the Authority (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that Clause 16 stands part of the Bill — Agreed to.
Clause 17: Application Fund of Authority.
The Authority may from time to time apply its funds —

(a) to the development of the Federal Road Network and its operations for road management, construction, rehabilitation, reconstruction and maintenance of roads deemed to be Federal Roads within the meaning of this Bill;

(b) to the development and maintenance of roads deemed to be federal roads within the meaning of this Bill;

(c) to the administration of the Authority;

(d) to the paying of the emolument, allowances and benefits of members of the Board and for reimbursing members of the Board or of any Committee set up by the Board for such expenses as may be expressly authorized by the Board;

(e) to the payment of the salaries, fees or other remuneration or allowances and Pensions, and other benefits payable to the officers and other employees of the Authority, so however that no payment of any kind under this paragraph (except such as may be expressly authorized by the Board) shall be made to any person who is in receipt of emoluments from the Federal or State Government;

(f) for the development and maintenance of any property vested in or owned by the Authority (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 18: Borrowing Powers, Gifts, etc.
(1) The Authority may, with the consent of the Minister responsible for borrow such money as the Board may require in the exercise of its functions under this Bill.

(2) The Authority may with the consent of the Minister and in consonance with any relevant agency of government and any laws, guidelines or rules relating thereto raise and issue infrastructure bonds for the purpose of its objectives under this Bill.

(3) The Authority may accept gifts, grants of money, aid or other property from national, bilateral or multilateral organizations and upon such terms and conditions as may be agreed upon between the donor and the Authority provided that any conditions attached to such gifts are not inconsistent with the objectives and functions of the Authority under this Bill (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 19: Reports, Budgets and Audited Accounts.
(1) The Board shall —

(a) receive and review annual reports from the management of the Authority and submit same to the President and the National Assembly, through the Minister in the first quarter of every year and the report shall be on the activities and performance of the Authority
during the immediately preceding calendar year, and shall include a
copy of the audited accounts of the Authority for that calendar year;

(b) submit not later than four (4) months to the end of each year to the
Minister an estimate of the expenditure and income of the Authority
for the next succeeding year; and

(c) keep proper accounts of the Authority in respect of each year and
proper records in relation thereto and shall cause the accounts to be
audited not later than three (3) months after the end of each year by
professionally qualified and licensed auditors appointed by the
Board with the approval of the Auditor-General of the Federation.

(2) The Authority shall —

(a) consult with the Ministry in respect of long term strategic
development plans and policy guidance, and Budget availability,
and supplementary donor financing;

(b) consult with the National Roads Fund in respect of finance and
funding availability for routine and preventative maintenance and
road safety improvement works;

(c) using its Road Asset Management System, prepare, maintain and
monitor national development objectives, prioritization criteria and
performance expectations in accordance with the provisions set out
in the Schedule II of this Bill; and

(d) develop, maintain and deliver reporting regimes that are outcome
oriented, and evidence based and that meets the needs of its funding
agencies (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal
Constituency).

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

Clause 20: Role of the Minister.

(1) The Minister shall —

(a) formulate, determine and monitor the general policy for the road
sector in Nigeria to ensure, amongst others, the utilization of the
sector as a platform for the economic and social development of
Nigeria;

(b) provide general policy guidelines, specifications and standards for
the construction, reconstruction, rehabilitation and maintenance of
Federal Roads in Nigeria.

(2) The Minister may give directives to the Authority relating to the
performance by the Authority of any of its functions under this Bill
provided that such directives are not inconsistent with the objectives and
functions of the Authority under this Bill.

(3) The Minister shall prior to the formulation or review of policies for the
roads sector, consult with and have due regard to the representations of
relevant
stakeholders in the sector, including, but not limited to, the Authority, industry participants and the general public (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 21: Preparation of Roads Plan.

(1) In consultation with the Ministry, the National Roads Fund and any relevant agency, the Authority shall prepare, maintain and monitor a Five-Year Rolling Road Maintenance and Development Plan (hereinafter referred to as the "Plan") for the fulfillment of its responsibilities under this Bill and to meet national development objectives, prioritization criteria and performance expectations in accordance with the provisions set out herein.

(2) The Plan shall —

(a) be broken into yearly action programmes and shall contain such information, amongst others, that would allow a determination of the Authorities proposed activities over the Plan period in respect of each element of the Federal Road Network;

(b) constitute the basis for determining the financial and physical resource needs and proposed modes of its sourcing; the likely outcome from the implementation of the Plan and key performance indicators by which its implementation performance can be measured and monitored;

(c) identify year by year, road sections that become no longer maintainable and due for rehabilitation and upgrading;

(d) form the basis of annual budgetary proposals in the National Budgetary process.

(3) The Authority shall submit the Plan to the National Roads Fund Board within four (4) months before the start of the Authority's financial year for the year of submission, in such form and containing such details as the National Roads Fund Board shall specify, outlining a comprehensive plan of action for the roads under the jurisdiction of the Authority and the estimated costs of every activity required to implementation the plan of action.

(4) The National Roads Fund Board shall review the Plan and the funding submissions of the Authority against set financial, economic and social criteria for the achievement of the objects of the National Roads Fund Board; and shall upon satisfying itself of the integrity of the Plan and the submissions of the Authority, approve the programme contained in the Plan for funding from the Roads Fund.

(5) The Authority shall keep the Plan under review and update it annually, with appropriate input and approval of the National Roads Fund Board, within the five (5) year rolling plan cycle (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 22: Offences and Penalties.

Except as otherwise provided under any other section of this Bill, any person who willfully —
(a) prevents or obstructs any authorised officer, agent or person in the performance of his function under this Bill;

(b) fails to pay to any officer, agent or person empowered to collect any fees, levies charges, rates and tariffs payable under this Bill;

(c) withholds any fees, levies, charges, rates and tariffs paid under this Bill;

(d) does any other fraudulent act or thing relating to the issue of receipts or collection of fees, levies, charges, rates and tariffs under this Bill shall be guilty of an offence and liable on conviction to a fine not less than Two Hundred Thousand Naira (N200,000.00) or to imprisonment for a term not exceeding two (2) years or to both such fine and imprisonment (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 23: Application of the Public Officers Protection Act.
Subject to the provisions of this Bill, the provisions of the Public Officers Protection Act shall apply in relation to any suit instituted against an officer or employee of the Authority (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 24: Notices.
A notice, summons or other documents required or authorized to be served upon the Authority under the provisions of this Bill or any other enacted law may be served by delivering it to the Managing Director or by sending it by registered post addressed to the Managing Director at any of the principal offices of the Authority or by electronic means through e-mail or website of the Authority (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 25: Legal Proceedings.
No civil action shall be commenced against the Authority or its authorised officers before the expiration of a period of 30 days after written notice of intention to commence the suit shall have been served on the Authority by the intending plaintiff or his agent, and the notice shall clearly and explicitly state the:

(a) cause of action;

(b) particulars of the claim (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 26: Indemnity of Officers of Authority.
A member of the Board, the Managing Director, any officer or employee of the Authority shall be indemnified out of the assets of the Authority against any liability incurred by him in defending any proceeding, whether civil or criminal, in which judgment is given in his favour or in which he is acquitted, where such proceeding is brought against him in his capacity as a member of the Board, the Managing Director, officer or an employee of the Authority (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that Clause 26 stands part of the Bill — Agreed to.
 Clause 27: Regulations.
The Board may, with the approval of the Minister make such regulations as in its opinion, are necessary or expedient for giving full effect to the provisions of the Bill and for the due administration of its provisions (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Clause 28: Confidentially.
(1) A member of the Board, or the Board or the Managing Director or any other officer or employee of the Authority shall:

(a) not, for his personal gain, make use of any information which has come to his knowledge in the exercise of his power or is obtained by him in the ordinary course of his duty as a member of the Board or as a Managing Director, officer or employee of the Authority;

(b) treat as confidential any information which has come to his knowledge in the exercise of his power or is obtained by him in the performance of his duties under this Bill;

(c) not disclose any information referred to under paragraph (b) of this sub-section, except where required to do so by a Court or in such other circumstances as may be prescribed by the Board from time to time.

(2) Any person who contravenes any of the provisions of sub-section (1) of this section commits an offence and shall be liable on conviction to a fine of not less than Five Hundred Thousand Naira (₦500,000.00) or imprisonment for a term not exceeding two (2) years or both such fine and imprisonment (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

(1) The Federal Roads Maintenance Agency (Establishment etc Act, 2002; the Federal Roads Maintenance Agency (Amendment, etc.) Act, 2007; the Federal Highways Act, 1971 and the Control of Advertisement (Federal Highways) Act 1986 are repealed.

(2) Without prejudice to section 6 of the Interpretation Act, the repeal l of the Act specified in subsection (1) of this section, shall not affect anything done under or pursuant to the Bill.

(3) Any subsidiary legislation, bye-law, regulation, order, made, issued, given or done under the repealed Acts and which are in force at the commencement of this Bill, shall to the extent that their provisions are not inconsistent with any object or provision in this Bill, continue to be in force and have effect as if made, issued, given or done under this Bill until such a time that anything done under this Bill amends, overrides, revokes or replaces it in any manner.

(4) Every instrument, contract, requirement, certificate, appointment with tenure, notice, direction, decision, authorization, consent, application, request or thing made used, given or done under the repealed Acts shall, if
in force at the commencement of this Bill continue to be in force and have
effect as if made, issued, given or done under this Bill until such a time that
anything done under this Bill amends, overrides, revokes or replaces it in
any manner.

(5) The Statutory functions, rights, interest, obligations and liabilities of the
Federal Roads Maintenance Agency and the Department of the Ministry
responsible for construction, rehabilitation and maintenance of Federal
Roads before the commencement of this Bill under any contract, rights of
way, concessions or instrument shall by virtue of this Bill be deemed to
have been assigned to, transferred or vested in the Authority.

(6) Upon the Commencement of this Bill, such number of persons employed by
the Agency as may be required by the Authority shall be deemed to be staff
of the Authority and shall be transferred to the service of the Authority in
line with the provisions contained in section 8 of Schedule III to this Bill.

(7) The Minister may within the twenty-four (24) months after the
commencement of this Bill, by order published in the Gazette, make
additional saving or transitional provisions in order to give better effect to
the objectives of this section (Hon. Toby Okechukwu — Aninri/Awgu/Oji
River Federal Constituency).

**Question that Clause 29 stands part of the Bill — **Agreed to.

**Clause 30: Interpretation.**

In this Bill —

"Advertisement" means any word, letter, model, sign, placard, board, notice, device
or representation, whether illuminated or not, which is employed wholly or partly
for the purposes of advertisement, announcement or direction, including any
hoarding or similar structure used, or adapted for use, for the display of an
advertisement or a message that is not solely serving a function that is traffic and
road use related (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal
Constituency).

**Question that the meaning of the word “Advertisement” be as defined in the
interpretation to this Bill — **Agreed to.

"Authority "means the Federal Roads Authority established under section 3 of this
Bill (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

**Question that the meaning of the word “Authority” be as defined in the
interpretation to this Bill — **Agreed to.

"base camps" means the outfit or unit office established by the Authority along
Federal Roads (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal
Constituency).

**Question that the meaning of the words “base camps” be as defined in the
interpretation to this Bill — **Agreed to.

"Board" means the Governing Board of the Authority established under section 4 of
this Bill (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

**Question that the meaning of the word “Board” be as defined in the interpretation
to this Bill — **Agreed to. 
"Federal Road(s)" means Federal trunk roads, roads and bridges owned by the Federal Government including:

(a) land acquired or existing as a Federal road or highway pursuant to any legislation, subsidiary legislation, bye-law, declaration or order made before the commencement of this Bill and gazetted in the Federal Gazette;

(b) land acquired under this Bill for the purpose of Federal Roads;

(c) Federal trunk roads within the context of item 63 of part 1 of the second schedule to the Constitution of the Federal Republic of Nigeria 1999 (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

**Question that the meaning of the words “Federal Road(s)” be as defined in the interpretation to this Bill — **Agreed to.


**Question that the meaning of the words “Federal Road Network” be as defined in the interpretation to this Bill — **Agreed to.

"geopolitical zones" means the six geopolitical units of the Federation (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

**Question that the meaning of the words “geopolitical zones” be as defined in the interpretation to this Bill — **Agreed to.

"member" means a member of the Board and includes the Chairman (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

**Question that the meaning of the word “member” be as defined in the interpretation to this Bill — **Agreed to.

"Minister" means Minister in charge of Federal Road Infrastructure (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

"Ministry" shall be construed accordingly (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

**Question that the meaning of the word “Ministry” be as defined in the interpretation to this Bill — **Agreed to.

"Person" shall mean a natural person, body corporate, partnership, joint venture, co-operative, trust, or other entity that is recognized by the law as a distinct body with the right to enter into contracts and to own property (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

**Question that the meaning of the word “Person” be as defined in the interpretation to this Bill — **Agreed to.
"Private Sector Participation" means a business relationship procured through a contractual agreement whether by means of a concession, Public-Private Partnership, joint venture, or other agreement between a government agency and one or more private sector entities for the purpose of the provision of a project, service or facility by the private sector that will serve the public (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the words “Private Sector Participation” be as defined in the interpretation to this Bill — Agreed to.

"President" means the President of the Federal Republic of Nigeria (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

"Road"/"road(s)" means Federal Roads (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the words “Road/road(s)” be as defined in the interpretation to this Bill — Agreed to.

"Road Asset Management System" means a central data repository that stores, processes, displays and reports information on the assets within the road network to include road inventory and condition, bridge inventory and condition, classified traffic counts and axle loadings for road agencies to manage their road networks transparently in an efficient and effective manner (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the words “Road Asset Management System” be as defined in the interpretation to this Bill — Agreed to.

"Road Reserve" means the land means the land adjacent to the road carriageway, to a width of 60 meters as specified in road regulations and belonging the Federal Government of Nigeria and deemed part of the Federal Road (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the meaning of the words “Road Reserve” be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 30 stands part of the Bill — Agreed to.

Clause 31: Short Title.
This Bill may be cited as the Federal Roads Bill, 2019 (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that Clause 31 stands part of the Bill — Agreed to.

SCHEDULES

SCHEDULE I

SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD

(Section 3 (4))

Proceedings of the Board
1. Subject to this Bill and section 27 of the Interpretation Act (which provides from decisions of a statutory body to be taken by a majority of its members and for the person presiding at any meeting, when a vote is ordered to have a second or casting vote), the Board may make standing orders regulating its proceedings or that of any of its Committees.

2. At every meeting of the Board, the Chairman shall preside and in his absence the members present at the meeting shall appoint one of their members to preside.

3. The quorum at a meeting of the Board shall consist of the Chairman of, in an appropriate case, the person presiding at the meeting pursuant to paragraph 2 of this Schedule, and-five other members.

4. The Board shall for the purpose of this Bill, meet not less than three times in each year and subject, thereto, the Board shall meet whenever it is summoned by the Chairman, and if required to do so, by notice given to the Chairman by not less than eight members, the Chairman shall summon a meeting of the Board to be held within 14 days from the date on which the notice is given.

5. Where the Board desires to obtain the advice of any person on a particular matter, the Board may co-opt him to the Board for such period as it 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 Board and shall not count towards a quorum.

6. (a) Subject to its standing orders, the Board may appoint such number of standing and ad hoc Committees as it thinks fit to consider and report on any matter with which the Authority is concerned.

   (b) A committee appointed under this paragraph shall —

      (i) consist of such number of persons (not necessarily members of the Board as may be determined by the Board), and a person other than a member of the Board shall hold office on the Committee in accordance with the terms of his appointment; and

      (ii) be presided over by a member of the Board.

   (c) The quorum of any Committee set up by the Board shall be as determined by the Board.

   (d) A decision of a Committee of the Board shall be of no effect until it is confirmed by the Board.

**Miscellaneous**

7. The fixing of the seal of the Authority shall be authenticated by the signature of the Chairman, the Managing Director, or any other person generally or specifically authorized by the Board to act for that purpose.

8. Any contract or instrument which, if made 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 authority by the Managing Director or by any other person generally or specifically to authorized by the Board to act for that purpose.

9. Any document purporting to be a contract, instrument or other document duly signed or sealed on behalf of the Authority shall be received in evidence and shall, unless the contrary is proved, be presume without further proof to have been so signed.

10. (1) The validity of any proceedings of the Board or of any of its Committees shall not be affected by:
(a) any vacancy in the membership of the Board, or Committee; or

(b) any defect in the appointment of a member of the Board or Committee

(Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

SCHEDULE II

EXECUTION OF THE ROAD MANAGEMENT TASK

Form of Execution of Road Management Function

1. (1) The Board shall carry out its road management function through executing Agencies which may be either of road management consultants, road agencies or agents of local government authorities.

   (2) It shall be the duty of the Board to prepare and publish guidelines and procedures as to the manner of the discharge of these functions by these executing agencies and the Authority shall ensure that these guidelines and procedures are such as to ensure transparent, accountable and cost-effective performance of their duties by chest agencies.

2. (1) Without prejudice to the foregoing, the guidelines and procedures shall address issues relating to preparation and approval of plans and programmes, procurement of works, financial management of works, disbursement of funds.

   (2) It shall be the duty of the Authority to ensure awareness and understanding by the road agencies of these guidelines and procedures and their due implementation.

   (3) Any of the above executing agencies may be engaged by the Authority to prepare and submit to the Authority annual work plans covering the road network under its responsibility, not later than four months before the beginning of the next fiscal year.

   Preparation and Adoption of Annual Work Plans

4. (1) The Board will prepare and adopt manuals of procedures defining its way of collaboration with the different types of executing agencies, including financial management systems, maintenance management systems, management information systems, procurement and disbursement procedures, etc. to be adopted by the executing agencies.

   (2) The Authority shall execute its duty with due regard to environmental issues (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

TRANSFER OF ASSETS

1. All Assets and funds which immediately before the commencement of this Bill were vested in the Federal Roads Maintenance Agency set up under the Federal Roads Maintenance Agency (Establishment etc.) Act, 2002 and the Federal Roads Maintenance Agency (Amendment, etc.) Act, 2007, "the Agency" and the department of the Ministry responsible for construction, rehabilitation and maintenance of Federal Roads shall by virtue of this Bill be vested in the Federal Roads Authority. Provided that nothing in this Bill shall be construed to preclude the power of the Ministry responsible for roads from engaging in the construction of roads.

2. All references in this schedule to the Agency shall mean and include the department of the Ministry of Works responsible for construction, rehabilitation and maintenance of Federal Roads.

3. All bonds, hypothecations, securities, deeds, contracts, instruments, documents, and working arrangements with respect to the assets transferred, that subsisted immediately before the commencement of this Bill and to which the Agency was a party shall be as fully effective and enforceable against or in favour of the Authority as if, instead of the Agency, the Authority had been named therein.

4. Any cause of action or proceeding which existed or was pending with respect to the assets transferred by or against the Agency immediately before commencement of this Bill, shall be enforced or continued, as the case may be, by or against or in favour of the Authority in the same way that it might have been enforced or continued by or against the Agency had this Bill not been passed.

5. No action or other proceeding shall be commenced against the Authority in respect of an employee or asset that has been transferred to the Authority, where, if there had been no transfer, the time for commencing the action or other proceeding would have expired.

6. Nothing in this Bill and nothing done as a result of a transfer under sub-paragraph (1) of this paragraph shall create any new cause of action in favour of:

   (a) a holder of a debt instrument that was issued by the Agency before the commencement of this Bill; and

   (b) a party to a contract with the Agency that was entered into before the commencement of this Bill.

7. Any guarantee or surety-ship given or made by the Federal Government or any other person in respect of any debt or obligation of the Agency, and which was effective immediately before the transfer of the principal debt or obligation, shall remain fully effective against the guarantor or surety on and after the transfer date in relation to the payment of the debt or the performance of the obligation, as the case may be, by the Authority to which the principal debt or obligation was transferred.

Transfer of Employees

8. (1) Upon the Commencement of this Bill, such number of persons employed by the Agency as may be required by the Authority shall be deemed to be staff of the Authority and shall be transferred to the service of the Authority on terms not less favourable than those enjoyed immediately prior to the transfer.
(2) The service rendered by an employee transferred pursuant to sub-paragraph (1) of this paragraph to the Agency shall be deemed to be service with the Authority for the purpose of determining employment related entitlements as specified in the relevant laws of employment in Nigeria.

(3) Until such time as conditions of service are drawn up by the Authority:

(a) the terms and conditions of service applicable to employees of the Agency shall continue to apply to every person transferred to the Authority as if every such person were still in the service of the Agency; and

(b) the Authority shall continue to contribute towards any pension scheme to which the Agency was contributing in respect of persons in the employ of the Agency prior to the transfer date.

(4) Nothing in this paragraph shall operate so as to prevent any employee of the Agency from resigning or being dismissed from service.

(5) Nothing in this paragraph shall operate so as to create an entitlement for any employee of the Agency to become an employee of the Authority

Directions to the Agency

9. (1) The Minister may give the members of the Board of the Agency directions in writing in order to ensure the proper transfer of the assets of the Agency to the Authority and the Agency shall without delay, comply with every such direction.

(2) Without derogating from sub-paragraph (1) of this paragraph, directions given under that sub-paragraph may provide for:

(a) the cessation of all or any of the functions of the Agency;

(b) the termination of any contract entered into between the Agency and any person, provided that no such direction shall authorise the Agency to commit an unlawful breach of any such contract; and

(c) the production of any report and the provision of any information concerning the conduct of the Agency or the members of the board of the Agency or anything done by or on behalf of the Agency or the members of the Agency (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

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

Explanatory Memorandum:
This Bill seeks to repeal the Federal Roads Maintenance Agency (Establishment etc.) Act 2002 (as amended) the Federal Highways Act, 1971 and the Control of Advertisement (Federal Highways) Act, 1986 and establish the Federal Roads Authority for the safe and efficient management of the Federal Roads Network to meet the socio-economic demands of the country; promote the sustainable development, management, operation and regulation of the road sector; and facilitate the development of competitive markets and the promotion of enabling environment for Private Sector Participation in the financing, maintenance and improvement of roads in Nigeria (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Agreed to.
Long Title:

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Repeal the Federal Roads Maintenance Agency (Establishment, etc.) Act, 2002 (As Amended), the Federal Highways Act, 1971 and the Control of Advertisement Federal Highways Act, 1986 and Enact the Federal Roads Bill for Establishment of Federal Roads Authority, the Framework for Private Sector Participation, the Regulation of the Roads Sector; and for Related Matters (HB. 362) and approved Clauses 1 - 8, approved Clause 9 as amended, approved Clauses 10 - 31, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

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

(vi) A Bill for an Act to Provide for Establishment of Institute of Environmental Practitioners of Nigeria; and for Related Matters (HB. 353) (Committee of the Whole):

Order read; deferred by leave of the House.

15. A Bill for an act to Authorise the issue from the Federal Capital Territory Administration Statutory Revenue fund of the Federal Capital Territory Administration Account, the total sum of ₦278,355,365,947.00 (Two Hundred and Seventy-Eight Billion, Three Hundred and Fifty Five Million, Three Hundred and Sixty-Five Thousand, Nine Hundred and Forty-Seven Naira) only, of which the sum of ₦55,878,241,095.00 (Fifty-Five Billion, Eight Hundred and Seventy-Eight Million, Two Hundred and Forty-One Thousand and Ninety-Five Naira) only, is for Personnel Costs; and the sum of ₦62,343,723,435.00 (Sixty-Two Billion, Three Hundred and Forty Three Million, Seven Hundred and Twenty-Three Thousand, Four Hundred and Thirty-Five Naira) only, is for Overhead Costs; while the balance of ₦160,133,401,417.00 (One Hundred and Sixty Billion, One Hundred and Thirty-Three Million, Four Hundred and One Thousand, Four Hundred and Seventeen Naira) only, is for Capital Projects for the Service of the Federal Capital Territory, Abuja for the year ending on 31 December, 2020 (HB. 603) — Third Reading

Motion made and Question proposed, “That a Bill for an act to Authorise the issue from the Federal Capital Territory Administration Statutory Revenue fund of the Federal Capital Territory Administration Account, the total sum of ₦278,355,365,947.00 (Two Hundred and Seventy-Eight Billion, Three Hundred and Fifty-Five Million, Three Hundred and Sixty-Five Thousand, Nine Hundred and Forty-Seven Naira) only, of which the sum of ₦55,878,241,095.00 (Fifty-Five Billion, Eight Hundred and Seventy-Eight Million, Two Hundred and Forty-One Thousand and Ninety-Five Naira) only, is for Personnel Costs; and the sum of ₦62,343,723,435.00 (Sixty-Two Billion, Three Hundred and Forty Three Million, Seven Hundred and Twenty-Three Thousand, Four Hundred and Thirty-Five Naira) only, is for Overhead Costs; while the balance of ₦160,133,401,417.00 (One Hundred and Sixty Billion, One Hundred and Thirty-Three Million, Four Hundred and One Thousand, Four Hundred and Seventeen Naira) only, is for Capital Projects for the Service of the Federal Capital Territory, Abuja for the year ending on 31 December, 2020 (HB. 603) be now read the Third Time” (Hon. Akpatason Peter — Deputy House Leader).

Agreed to.
Bill read the Third Time and passed.

16. **Adjournment of First Sitting**  
*That the House do adjourn the First Sitting till 2.00 p.m. (Hon. Peter Akpatason — Deputy House Leader).*

*The House adjourned accordingly at 12.50 p.m.*

Ahmed Idris  
*Deputy Speaker*