



OYO STATE HOUSE OF ASSEMBLY, IBADAN

FEDERAL REPUBLIC OF NIGERIA

8TH ASSEMBLY

3RD SESSION

NO. 50

VOTES AND PROCEEDINGS

TUESDAY, 5TH JUNE, 2018



1.0 The House met at 11. 03a.m. Mr. Speaker took his seat and read the prayer.

2.0 ROLL-CALL OF MEMBERS:

2.1 Present:

- (i) Rt. Hon. J. O. Ojo - Speaker (Oriire) L.P
- (ii) Hon. K.H Subair - Majority Leader(Ibadan SouthWestI), APC
- (iii) Hon A. A. Ige - Minority Leader (Ibadan South-East

II),

ACCORD

- (iv) Hon. W.O. Akinmoyede - Chief Whip (Lagelu), APC
- (v) Hon. S. O. Ajanaku - Chairman Parl. Council (Ibadan South-West II), APC
- (vi) Hon. O. A. Oyatokun - Deputy Majority Leader(Afijio), APC
- (vii) Hon. J. A. Olaleru - Deputy Chief Whip, (Kajola), APC
- (viii) Hon. A.A. Oladipo - Party Whip (Ibadan North West), APC
- (ix) Hon. G. J. Oyekola - Party Whip (Atiba),L.P
- (x) Hon. O.S. Akande - Ogbomoso South, L.P
- (xi) Hon. B. S. Badmos - Akinyele II, APC
- (xii) Hon. (Mrs.) B. O. Oladeji - Ogbomoso North, LP
- (xiii) Hon. (Mrs.) B. O. Agbaje - Ibadan North I, APC
- (xiv) Hon. S.A. Olalere - Ido, A.P.C
- (xv) Hon. A.W. Adeoye - Ibadan North East II, ACCORD
- (xvi) Hon. B. A. Azeez - Ona Ara, ACCORD
- (xvii) Hon. R.A. Jimoh - Ibarapa North/Central, APC
- (xviii) Hon. M. A. Wahab - Oluyole, APC

- (i) Hon. J. Oyebamiji - Akinyele I, APC
- (ii) Hon. P. O. Oyetunji - Ogo Oluwa/Surulere, LP
- (iii) Hon. M. A. Sangodipe - Saki East/Atisbo, APC
- (iv) Hon. S. A. Okunlola - Iwajowa, APC
- (v) Hon. S. O. Oguntade - Egbeda, ACCORD

2.2 **Absent:**

- (i) Hon. A. Musah - Deputy Speaker (Saki West), APC
- (ii) Hon. A. K. Oloya - Party Whip (Ibadan North East I), ACCORD
- (iii) Hon. A. F. Adesina - Ibadan South-East I, ACCORD
- (iv) Hon. A. Oseni - Irepo/Olorunsogo, APC
- (v) Hon. A. A. Adeleke - Iseyin/Itesiwaju, APC
- (vi) Hon. L. O. Balogun - Oorelope, LP
- (vii) Hon. M. O. Olagunju - Oyo East/Oyo West, ACCORD
- (viii) Hon. O. O. Olaleye - Ibadan North II, APC

3.0 **APPROVAL OF VOTES AND PROCEEDINGS:**

Mr. Speaker announced that he had examined the Votes and Proceedings of Thursday, 31st May, 2018 and called for comments.

Motion made, "That the Votes and Proceedings of Thursday, 31st May, 2018 be adopted" – Hon. K.H Subair (Ibadan South-West I), Majority Leader.

Motion seconded by Hon. A.A. Ige (Ibadan South-East II), Minority Leader.

Question put and agreed to.

Resolved accordingly in the affirmative.

4.0 **ANNOUNCEMENT:**

Mr. Speaker announced that the annual Ramadan Lecture of Oyo State House of Assembly Muslim Community would hold in the Wester Hall this day at 12.00 noon.

5.0 **RECOGNITION OF VISITORS:**

Mr. Speaker recognized the presence of some Students and staff of Spendid College, Onipepeye, Ibadan who were in the Gallery to watch the day's proceedings.

6.0 **PETITIONS:**

The Clerk of the House read the content of a Petition titled "Unjust Appointments of Principals and Vice Principals by the Teaching Service Commission (TESCOM) Zonal Head, Ogbomoso".

An Ad-Hoc Committee was set up to investigate the issues raised in the Petition as follows:

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|--------|--------------------------|---|------------|
| (i) | Hon. K.H. Subair | - | Chairman; |
| (ii) | Hon. A.F. Adesina | - | Member; |
| (iii) | Hon. J.A. Olaleru | - | Member; |
| (iv) | Hon. S.O. Ajanaku | - | Member; |
| (v) | Hon. O.A. Oyatokun | - | Member |
| (vi) | Hon. (Mrs.) B.O. Oladeji | - | Member; |
| (vii) | Hon. O.S. Akande | - | Member and |
| (viii) | Hon. G.J. Oyekola | - | Member |

7.0 **THIRD READING OF OYO STATE GAMING BILL, 2018**

- (i) The Report of the Joint Committee on Security and Strategy, Commerce and Cooperatives and Judiciary and Justice that considered the Oyo State Gaming Bill, 2018 was presented by Hon. O.S. Akande (Ogbomosho South) on behalf of other Co-Chairmen Hons. G.J. Oyekola (Atiba) and Hon A. Oseni (Irepo/Olorunsogo).

Motion made “that the House do receive the Report of the Joint Committee on Security and Strategy, Commerce and Cooperatives and Judiciary and Justice that considered the Oyo State Gaming Bill, 2018 as presented by the Chairmen” - Hon K. H. Subair (Ibadan South-West I) Majority Leader.

Motion seconded by Hon. Hon. A.A. Ige (Ibadan South-East II), Minority Leader

Question put and agreed to.

Resolved: accordingly in the affirmative.

- (ii) Motion made, “that this House do constitute itself into Committee of the Whole House to consider the Report of the Joint Committee on Security and Strategy, Commerce and Cooperatives and Judiciary and Justice on Oyo State Gaming Bill, 2018 – Hon. K. H. Subair (Ibadan South-West I), Majority Leader. Motion seconded by Hon. Hon. A.A. Ige (Ibadan South-East II), Minority Leader Question put and agreed to.

Resolved: accordingly in the affirmative.

IN THE COMMITTEE OF THE WHOLE:

Long Title: Amendment proposed that the long title be re-written thus: A Bill For A Law To Make Provision For The Control And Regulation Of Gaming, Betting, Lottery, Casino And Other Matters Incidental Thereto Or Connected There-With

Question that Long Title as amended stand part of the Bill put and agreed to.

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

Clause 2: Amendment proposed thus:

- (i) Delete “Chief Executive Officer” and replaced with “Executive Secretary” to mean “the Secretary of the Board who shall be the Administrative Head and Accounting Officer of the Board”.
- (ii) In “Educational Objectives” delete “19” and insert “18”
- (iii) In “environmental Objectives” delete “21” and insert “20”
- (iv) In “lottery” delete “State” and insert “Government”

Question that Clause 2 as amended stand part of the Bill put and agreed to.

Clause 3: Amendment proposed that in the side note “Establishment of” be inserted before “Oyo”

Question that Clause 3 as amended stand part of the Bill put and agreed to

Clause 4: Amendment proposed thus:

- (i) Renumber Clause “4” as Clause “5
- (ii) in the side note insert the words “of the Board” after “function”

Question that Clause 4 as amended stand part of the Bill put and agreed to.

Clause 5: Amendment proposed thus:

- (i) Renumber Clause “5” as Clause “4”
- (ii) Sub-Clause (2) becomes Sub-Clause (1)
- (iii) Insert the words “in accounting and finance” after “knowledge” in sub clause (1) (a)
- (iv) Delete sub clause (1) b and replace with “Representative of the Ministry of Finance, not below the rank of Director”
- (v) Delete the sub section (1)c and replace with “Representative of Ministry of Information not below the rank of Director”

- (vi) Renumber the second sub-clause (1)(c) and (d) and re-write as “Representative of the Ministry of Justice, a legal officer not below the rank of a director”
 - (vii) Renumber former sub-clause (1)(d) as (1)(e) and re write as “Representative of the office of the Accountant-General, an accountant not below the rank of a director
 - (viii) Renumber former (1) (e) as (f)
 - (ix) Renumber former (1) f as g and re write as “the Executive Secretary of the Board”.
 - (x) Sub-Clause (3) becomes Sub-Clause (2) and insert “Appointment of members of the Board” as side note and insert “other than ex-officio” after “Board”
 - (xi) Sub-Clause (4) becomes Sub-Clause (3)
 - (xii) In sub clause (3) insert “other than ex-officio” after “Board”
 - (xiii) Sub-Clause (5) becomes Sub-Clause (4)
- Question that Clause 5 as amended stand part of the Bill put and agreed to.

Clause 6: Amendment proposed thus:

- (i) Delete “serious” and replace with “gross” before “misconduct” in line 2 of sub clause (1) (a)
- (ii) Expunge sub clause (1) (b)
- (iii) Former sub-clause (1) (c) renumbered (1) (b) and rewritten as “shall terminate the membership of any member of the Board in the event that the member is found guilty in a court of law for theft, fraud, forgery, altering a document, perjury, a criminal offence, an offence involving dishonesty or contravening any provision of the law”.

Question that Clause 6 as amended stand part of the Bill put and agreed to.

Clause 7: Amendment proposed thus:

- (i) Add the side note to read “disqualification of membership”
- (ii) In sub clause (a) delete “fit and proper person” and replace with “person of proven integrity”
- (iii) In sub clause (b) (i) delete “or if that person has had any such interest during the period of three years immediately prior to the envisaged date of appointment”

Question that Clause 7 as amended stand part of the Bill put and agreed to.

Clause 8: Amendment proposed that “and (ii)” be inserted after “paragraph (b) (i)” in line 4 of sub-clause (3)

Question that Clause 8 as amended stand part of the Bill put and agreed to.

Clause 9: Amendment proposed thus:

(i) In sub-clause (1) delete “and any decision in this regard should be fair and transparent” and add “members” after “board” in line 2

(ii) In sub-clause (2) delete “taken decided by a majority” and replace with “one-third (1/3)”

Question that Clause 9 as amended stand part of the Bill put and agreed to.

Clause 10: Amendment proposed thus:

(i) In Sub-clause (1) delete “appoint” and replace with “constitute”, delete “Executive” before “committee” and insert “assigned to it” after “function”.

(ii) In sub-clause (2) delete “An executive” and replace with “The”

(iii) In sub-clause (3) delete “designate” and insert “appoint” and delete “an executive” and replace with “the”

(iv) In sub-clause (4) delete “An executive” and replace with “The”, delete “the provisions of this law and follow the directive of the Board which are not in conflict with such provisions” after “with” in line 2 and replace with “the directive of the Board”.

(v) In sub clause (5) delete “deemed to have been performed by the Board” after be in line 1 and replace with “reported to the Board for ratification”

Question that Clause 10 as amended stand part of the Bill put and agreed to.

Clause 11: Amendment proposed that “prescribed’ be deleted and replaced with “determined”

Question that Clause 11 as amended stand part of the Bill put and agreed to.

Clause 12: Amendment proposed thus:

(i) In sub clause (1) (a) rewrite the side note as “The Executive Secretary, delete “Chief Executive Officer” and replace with “Executive Secretary”.

- (ii) In sub clause (1) (b) delete “Chief Executive Officer” and insert “Executive Secretary” insert “promotion, welfare” after “recruitment” and replace “retrenchment” with “discipline”, delete “should” and replace with “shall”.
- (iii) In sub-clause (1) (c) delete “Chief Executive Officer” and insert “Executive Secretary”
- (iv) In sub clause (1) (d) delete “Chief Executive Officer” and insert “Executive Secretary”
- (v) In sub clause (1) (e) delete “Chief Executive Officer” and insert “Executive Secretary”
- (vi) In sub clause (2) delete “Chief Executive Officer” and insert “Executive Secretary”
- (vii) In sub clause (4) delete “or their spouse, immediate family member of business partner or associate” after “Board” and “or for a period of 12 months after the termination of such service” in line 6, and expunge the last paragraph of sub clause (4) b

Question that Clause 12 as amended stand part of the Bill put and agreed to.

Clause 13: Amendment proposed thus:

- (i) In sub clause (1) (h) delete “or any appropriation from” and replace with “as appropriated by”
- (ii) Delete sub-clause (2) and rewrite as “All funds generated as revenue for the State Government shall be paid into designated Government Account.
- (iii) Insert a new sub-clause (3), (4), (5), (6), (7) to read as follows: (3) the Board shall establish and maintain a separate fund to defray all expenditure incurred by the Board”;
 - “(4) All monies received from the sale of tickets in or from the promotion and conduct of a Government lottery shall be paid into a special deposit account in the Treasury to be called “the Government Lotteries Fund”;
 - “(5) In respect of each Government lottery, there shall be paid out of the said account, without any further appropriation other than this Law, the prizes, the expenses of administration and all other charges connected therewith and any credit balance after the closing of the accounts in respect of that lottery shall be carried into an account in the

Treasury to be called “the Profit from the Government Lotteries Account”;

“(6) At any time, when the amount standing to the credit of the Profit from the Government Lotteries Account exceeds such sum as may be prescribed, that sum shall be carried to an account in Treasury to be called the Conservation Accounts”;

“(7) The Funds in the Conservation Accounts shall be expended exclusively on projects approved by the Governor”

Insert new sub-clause (8) with the side note “*Accounts to Be Laid Before the Legislature*” and to read “(8) The Chairman of the Board shall as soon as practicable after the close of each financial year cause to be laid before the State Legislature, a statement of the receipts and expenditure in respect of the funds and accounts established in accordance with the provisions of this Bill.

Question that Clause 13 as amended stand part of the Bill put and agreed to.

Clause 14: Amendment proposed that in sub clause (1)(ii) “of the Board” be deleted

Question that Clause 14 as amended stand part of the Bill put and agreed to.

Clause 15: Amendment proposed thus:

(i) Add “license” after “betting” in sub clause (2) (d)

(ii) Sub-Clause (2) (j) becomes Sub-Clause (3) and insert “The Board” before “create”

(iii) Expunge old sub-clauses (3) and (4)

Clause 16: Amendment proposed that Clause 16 should have a subtitle to read thus “STATE LOTTERY”

Question that Clause 16 as amended stand part of the Bill put and agreed to.

Clause 17: Amendment proposed thus:

(i) In sub clause (3) delete “without giving any reasons provided it notifies the applicant of its decision” after “permit” and insert “giving reasons in notification to the applicant”

(ii) Insert “prevent and” before “protect” in line 1 of sub-clause (4)(i)

(iii) In Sub-Clause (5)(f) delete “form” and insert “from”
Question that Clause 17 as amended stand part of the Bill put and agreed to.

Clause 18: Amendment proposed thus:

- (i) Insert “on annual basis” after “shall” in line 1 of sub-clause (4)
- (ii) Delete “(b)” after “(4)” in line 3 of sub-clause (5)(a)

Question that Clause 18 as amended stand part of the Bill put and agreed to.

Clause 19: Amendment proposed that in sub-clause (3) line 4 add “and upon conviction shall be liable to an imprisonment term of one year or a fine of One Hundred Thousand naira or both”. Be added after “offence”.

Question that Clause 19 as amended stand part of the Bill put and agreed to.

Clause 20: Amendment proposed this:

- (i) In sub-clause (3) (c) (v) delete and replaced with “license expires and same is forfeited by order of Court”.
- (ii) in sub-clause (5) (a) line 2 delete “reasonable” and replace with “all”

Question that Clause 20 as amended stand part of the Bill put and agreed to.

Clause 21: Amendment proposed thus:

- (i) In sub-clause (1)(a) delete “suspect” after “to” in line 2 and replace with “believe”
- (ii) In sub-clause (1)(b) add “created in this Bill” after “offence” in line 4
- (iii) Delete sub-clauses (c) and (d), and re-number sub-clause (e) as new (c)

Question that Clause 21 as amended stand part of the Bill put and agreed to.

Clause 22: Amendment proposed thus:

- (i) Delete “suspension or” in the side note
- (ii) In sub-clause (1) delete “suspend or” in line 1
- (iii) In sub-clause (1)(b) delete “a reasonable” and replace with “satisfactory”
- (iv) Delete sub-clauses (1)(c) and (1)(d)
- (v) Delete “education” before “requirements” in sub-clause (1)(e) and re-number as new sub-clause (1)(c)

- (vi) Re-write “so to do” as “to do so” in sub-clause (1)(f) and re-number as new sub-clause (1)(d)
- (vii) Delete “discovered” and replace with “established that there is”, delete “or interest has been contravened and affected” in sub-clause (1)(f) and re-number as new sub-clause (1)(e)
- (viii) Re-number sub-clause (1)(h) as new sub-clause (1)(f)
- (ix) Re-number sub-clause (1)(i) as new sub-clause (1)(g)
- (x) In sub-clause (1)(j) delete “immediately” in line 9, delete “effectively dissociate itself from that person” after “steps to” in line 10 and replace with “repudiate the contract of employment or engagement of such a person”. Re-number (1)(g) as new sub-clause (1)(h)
- (xi) In sub-clause (1)(k) delete “any other relevant reason” in line 6 and replace with “contravention of any of the conditions in this Bill for the grant of license”. Re-number sub-clause (1)(k) as new sub-clause (1)(i)
- (xii) Re-number sub-clause (1)(l) as new sub-clause (1)(j)
- (xiii) Re-number sub-clause (1)(m) as new sub-clause (1)(k)
- (xiv) Delete “criminal” after “proceedings” and insert “of law” after “court” in line 1 of sub-clause (1)(n). Renumber as new sub-clause (1) (l)
- (xv) In sub-clause (2) delete “or suspension” in line 1, insert “it with” after “furnish” in line 4 and delete “or suspended” in line 5.

Question that Clause 22 as amended stand part of the Bill put and agreed to.

Clause 23: Amendment proposed that Clause 23 be expunged
Question that Clause 23 be expunged put and agreed to.

Clause 24: Amendment proposed thus:

- (i) Renumber Clause 24 as Clause 23
- (ii) In sub clause (2) delete “to a summary conviction to imprisonment for a term not exceeding 3 years or a minimum fine of ₦5,000,000” and replace with “upon conviction to an imprisonment term of 2years or a fine of ₦300,000 or both.

Question that Clause 24 as amended stand part of the Bill put and agreed to.

Clause 25: Amendment proposed thus:

- (i) Renumber Clause 25 as Clause 24
- (ii) Expunge sub clause (2)

Question that Clause 25 as amended stand part of the Bill put and agreed to.

Clause 26: Amendment proposed thus:

- (i) Renumber Clause 26 as Clause 25
- (ii) In sub clause (4) add “and on conviction shall be liable for an imprisonment term of 2 years or a fine of N200,000.00 or both after offence in line (5)
- (iii) Expunge sub clause (5)

Question that Clause 26 as amended stand part of the Bill put and agreed to.

Clause 27: Amendment proposed thus:

- (i) Renumber clause 27 as Clause 26
- (ii) In sub clause (4) add “and upon conviction shall be liable to an imprisonment term of 2 years or a fine of N500,000.00 or both after offence in line 2

Question that Clause 27 as amended stand part of the Bill put and agreed to.

Clause 28: Amendment proposed thus:

- (i) Renumber clause 28 as clause 27
- (ii) Delete sub clause (2) and rewrite as “(2) any licensee or employer, or agent who contravene the provisions of sub-clause (1) (a) (b) and (c) hereby commit an offence and upon conviction is liable to an imprisonment term of 3 years or a fine of N500,000.00 or both”.

Question that Clause 28 as amended stand part of the Bill put and agreed to.

Clause 29: Amendment proposed thus:

- (i) Renumber clause 29 as clause 28
- (ii) In sub clause (4) delete “Chief executive Officer” and replace with “Chairman”
- (iii) In sub clause (5) delete “make the certificate of appointment and a search warrant available for inspection on request by any person affected by the performance of that function” and replace with “shall introduce him/herself where and when necessary”

(iv) In sub clause (8) line 3 delete “under this law” then add “and upon conviction shall be liable to an imprisonment term of 1 year or a fine of N100,000.00 or both”.

Question that Clause 29 as amended stand part of the Bill put and agreed to.

Clause 30: Amendment proposed that Clause 30 be renumbered as Clause 29 and stand part of the Bill.

Question that Clause 30 be renumbered as Clause 29 stand part of the Bill put and agreed to.

Clause 31: Amendment proposed thus:

(i) Renumber Clause 31 as Clause 30

(ii) In sub clause (4) delete “and relevant policies” in line 3 and replace with “or by a court of competent jurisdiction”

(iii) A new sub clause (6) is created to read “(6) All taxes and penalties shall be in accordance with the scale of charges as drawn up by the Board of Internal Revenue of the State”

Question that Clause 31 as amended stand part of the Bill put and agreed to.

Clause 32: Amendment proposed that Clause 32 be renumbered as Clause 31 and stand part of the Bill

Question that Clause 32 be renumbered stand part of the Bill put and agreed to

Clause 33: Amendment proposed thus

(i) Renumber Clause 33 as Clause 32

(ii) Expunge sub clause (2) (d)

(iii) In sub clause (3) (g) delete “or” after “act” and replace with “of” and add “or commission” after “omission”.

Question that Clause 33 as amended stand part of the Bill put and agreed to.

Clause 34: Amendment proposed thus:

(i) Renumber Clause 34 as Clause 33

(ii) In sub clause (1) delete “3” and replace with “2” before “year” in line 3 and replace “N3,000,000.00” after “of” in line 4 with “N500,000.00”

(iii) In sub clause (2) add “with a fine of N500,000.00” after accordingly in line 7

(iv) In sub clause (3) delete “N2,000,000.00” and replace with “N200,000.00”

Question that Clause 34 as amended stand part of the Bill put and agreed to.

Clause 35 Amendment proposed that Clause 35 be expunged

Question that Clause 35 be expunged put and agreed to.

Clause 36 Amendment proposed that Clause 36 be renumbered as Clause 34 and stand part of the Bill

Question that Clause 36 be renumbered stand part of the Bill put and agreed to.

Clause 37 Amendment proposed thus:

(i) Renumber clause 37 as clause 35

(ii) In sub clause (g) insert after “lottery” and “return of unsold tickets”

(iii) In sub-clause (n) delete “betting business” and replace with “Government Lottery”

(iv) In sub clause (o) delete “pool betting” in line 2 and replace with “lottery” and replace “betting” in line 4 with “lottery”

(v) Insert a new sub-clause (p) to read “Prescribing offences relating to the sale of ticket, failure to deliver tickets to purchasers, the draws and disposal of forfeited prizes” and renumber former sub clause (p) as (q)

Question that Clause 37 as amended stand part of the Bill put and agreed to.

Clause 38 Amendment proposed that Clause 38 be renumbered as Clause 36 and stand part of the Bill

Question that Clause 38 be renumbered stand part of the Bill put and agreed to.

Mr. Speaker resumed his seat, Bill reported accordingly, read the **THIRD TIME** and passed.

9.0 **ADJOURNMENT:**

“That this Honourable House do now adjourn till Thursday, 7th June, 2018 at 10.00 a.m. - Hon. K.H. Subair (Ibadan South-West I), Majority Leader.

Adjourned accordingly at 11. 35 a.m.

Rt. Hon. J.O. Ojo
Speaker