



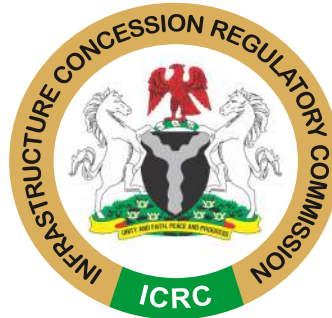
THE PRESIDENCY

# INFRASTRUCTURE CONCESSION REGULATORY COMMISSION

# ANNUAL REPORT & ACCOUNTS

# 2022





**THE PRESIDENCY**

**A REPORT  
ON THE ACTIVITIES OF THE  
INFRASTRUCTURE CONCESSION  
REGULATORY COMMISSION  
AND  
THE AUDITED ACCOUNTS  
FOR THE YEAR ENDED 31<sup>ST</sup> DECEMBER, 2022**

**Infrastructure Concession  
Regulatory Commission  
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**ICRC ESTABLISHMENT  
ACT 2005**

*In order to harness private sector technical and financial resources for the provision of public infrastructure and service, the FGN enacted the ICRC Act in 2005 and inaugurated the Governing Board in November 2008.*

*Since inauguration, the Commission has been providing MDAs with the necessary guidance to successfully execute infrastructure projects through the PPP arrangement.*

**ICRC MANDATE**

*The ICRC Act, 2005 bestows on the Commission the functions and powers to:*

- ◆ *Provide general policy guidelines, rules and regulations;*
- ◆ *Take custody of every concession agreement;*
- ◆ *Monitor and inspect PPP projects; and*
- ◆ *Ensure efficient execution of any concession agreement or contract entered into by the Federal Government.*

**ICRC STRATEGIC  
OBJECTIVE**

*The strategic objective of the Infrastructure Concession Regulatory Commission (ICRC) is to accelerate private investments in national infrastructure by enabling the Federal Government of Nigeria through its Ministries, Departments, and Agencies (MDAs) to establish and implement effective Public Private Partnerships (PPPs).*

## EXECUTIVE MANAGEMENT TEAM

<b>Mr. J. A. Michael Ohiani</b>	-	Director General/Director, PPP Resource Department (P3RD)
<b>Mr. Mohammed A Bamalli</b>	-	Director, Director General's Office
<b>Dr. Emmanuel Onwodi</b>	-	Director, Transport Infrastructure Department (TID)
<b>Mr. Dada Hammed Togunde</b>	-	Director, Internal Audit Department (IAD)
<b>Dr. Jobson Oseodion Ewalefoh</b>	-	Director, Contract Compliance Department (CCD)
<b>Dr. Evelyn Alaye-Ogan</b>	-	Director, Support Services Department (SSD)
<b>Mr. Odili Onu</b>	-	Director, Revenue Investment & Project Finance Dept (RIPFD)
<b>Dr. Felix Ogbera</b>	-	Director, Planning & Research Department (PRD)

## GENERAL MANAGEMENT TEAM

<b>Mr. J. A. Michael Ohiani</b>	-	Director General/Director, PPP Resource Department (P3RD)
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<b>Dr. Felix Ogbera</b>	-	Director, Planning & Research Department (PRD)
<b>Mr. Ahmed Abdulrazaq</b>	-	Deputy Director/Head, Monitoring & Compliance CCD
<b>Mr. Shehu S. Danmusa</b>	-	Deputy Director, P3RD
<b>Mrs. Linda Amego</b>	-	Deputy Director/Head, Legal & Governance, DG's Office
<b>Mrs. Deborah Okafor</b>	-	Deputy Director/Head, Planning & Research Department
<b>Mr. Olusola Ogunsola</b>	-	Deputy Director/Head, Social Infrastructure Unit P3RD
<b>Engr. Muktar Usman</b>	-	Deputy Director/Revenue, Investment & Project Finance Dept. RIPFD
<b>Dr. Amanze Okere</b>	-	Deputy Director/Coord, Nigeria Institute of Infrastructure and PPP (N113P) & Head, Special Projects Unit, P3RD
<b>Mrs. Halima Tukur-Modibbo</b>	-	Deputy Director, Transport Infrastructure Department, TID
<b>Mr. Adamu Umar</b>	-	Deputy Director/Head, Rail/Roads/Bridges – TID
<b>Mr. Akwu Okolo</b>	-	Deputy Director/Head, Energy and Urban Infrastructure, P3RD
<b>Mr. Yusuf Haruna</b>	-	Deputy Director/Head, Marine & Aviation –TID
<b>Mr. Ahmed Bello Dogondaji</b>	-	Deputy Director/Head, Human Resources & Administration, SSD
<b>Mr. Aminu Salihi</b>	-	Asst Director, Social Infrastructure Unit (Education) P3RD
<b>Mr. Mustapha Junaidu</b>	-	Asst. Director, P3RD
<b>Mr. Jide Olagunju</b>	-	Asst. Director/Head, Monitoring and Compliance, CCD
<b>Mrs. Evelyn Okonofua</b>	-	Asst. Director, Nigeria Institute of Infrastructure and PPP, NII3P
<b>Ms. Adeyinka Iyanda</b>	-	Asst. Director, Energy & Urban Infrastructure, P3RD
<b>Mrs. Mary Dare</b>	-	Asst. Director, Social Infrastructure Unit (Health) P3RD
<b>Mr. Filibus Daniel</b>	-	Asst. Director, Human Resources & Administration, SSD
<b>Mrs. Ijeoma Ogoke</b>	-	Asst. Director, Human Resources & Administration, SSD
<b>Mrs. Hamimah Sanusi</b>	-	Asst. Director, Special Projects Unit, P3RD
<b>Mr. Bello Akilu</b>	-	Head Finance & Accounts SSD
<b>Mrs. Manji Yarling</b>	-	Head, Media & Publicity, DG's Office
<b>Mrs. Judith Odimbaiwe</b>	-	Head, Procurement, DG's Office
<b>Mr. Adeola Omilade</b>	-	Head, ICT, SSD

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# GLOSSARY OF TERMS

AfDB	African Development Bank
AGF	Attorney General of the Federation
BPE	Bureau of Public Enterprises
PEBEC	Presidential Enabling Business Environment Council
CCD	Contract Compliance Department
CBN	Central Bank of Nigeria
DFBOT	Design, Finance, Build, Operate & Transfer
DFIs	Development Finance Institutions
DG	Director-General
DMO	Debt Management Office
ED	Executive Director
Eoi	Expression of Interest
EMC	Executive Management Committee
FAAN	Federal Airports Authority of Nigeria
FBC	Full Business Case
FCT	Federal Capital Territory
FCTA	Federal Capital Territory Administration
FEC	Federal Executive Council
FGN	Federal Government of Nigeria
FIRS	Federal Inland Revenue Service
FMANR	Federal Ministry of Agriculture & Natural Resources
FMA	Federal Ministry of Aviation
FMoD	Federal Ministry of Defense
FmoEYD	Federal Ministry of Education & Youth Development
FMoEnv	Federal Ministry of Environment
FMFBNP	Federal Ministry of Finance, Budget & National Planning
FMoIC	Federal Ministry of Information & Communications
FMoi	Federal Ministry of Interior
FMoJ	Federal Ministry of Justice
FMoWH	Federal Ministry of Works & Housing
FMWR	Federal Ministry of Water Resources
FMITI	Federal Ministry of Industry, Trade and Investment
FERMA	Federal Road Maintenance Agency
FMoT	Federal Ministry of Transport
FMoH	Federal Ministry of Health
FSS2020	Financial Systems Strategy 2020
FOI	Freedom of Information
GAT	General Aviation Terminal
GCFR	Grand Commander of the Federal Republic of Nigeria
GCON	Grand Commander of the Order of the Niger
GMT	General Management Team
HDMI	Highway Development & Management Initiative
ICD	Inland Container Depot
ICPC	Independent Corrupt Practices & Other Related Offences Commission
ICRC	Infrastructure Concession Regulatory Commission
ICT	Information and Communications Technology
IMF	International Monetary Fund
LBS	Lagos Business School
LCC	Lekki Concession Company

# GLOSSARY OF TERMS

LITFC	Lagos International Trade Fair Complex
MAN	Manufacturers Association of Nigeria
MBA	Masters in Business Administration
MDAs	Ministries, Departments and Agencies
MMA	Murtala Mohammed Airport
MMA2	Murtala Mohammed Airport Terminal 2
MoU	Memorandum of Understanding
NIAF	Nigerian Infrastructure Advisory Facility
NIMASA	Nigerian Maritime Administration and Safety Agency
NSIA	Nigeria Sovereign Investment Authority
NIWA	National Inland Waterways Authority
NEMT	National Economic Management Team
NESG	Nigerian Economic Summit Group
N4P	National Policy on Public Private Partnership
NIMC	National Identity Management Commission
NII3P	Nigeria Institute of Infrastructure & Public Private Partnership
NIIMP	National Integrated Infrastructure Master Plan
NEPAD	New Partnership for Africa's Development
NNPC	Nigerian National Petroleum Corporation
NPA	Nigerian Ports Authority
NPPPN	Nigerian PPP Network
NPC	National Planning Commission
NRC	Nigerian Railway Corporation
NSC	Nigerian Shippers' Council
NSIA	Nigerian Sovereign Investment Authority
NTIBC	National Trade and International Business Centre
OBC	Outline Business Case
OHCSOF	Office of the Head of the Civil Service of the Federation
O&M	Operations and Maintenance
PDT	Project Delivery Team
PSC	Project Steering Committee
PICI	Presidential Infrastructure Champion Initiative
PPP	Public Private Partnership
3PUCF	PPP Units Consultative Forum
PPDC	Public & Private Development Centre
P3RD	Public Private Partnership Resource Department
RBDA	River Basin Development Authority
RfP	Request for Proposal
ROT	Rehabilitate, Operate and Transfer
RIPFD	Revenue Investment & Project Finance Department
SGF	Secretary to the Government of the Federation
SSD	Support Services Department
TBS	Tafawa Balewa Square
TCN	Transmission Company of Nigeria
TSGP	Trans-Saharan Gas Pipeline
TID	Transport Infrastructure Department
VGf	Viability Gap Fund
WBI	World Bank Institute





HIS EXCELLENCY

**MUHAMMADU BUHARI GCFR**

PRESIDENT, COMMANDER-IN-CHIEF OF THE ARMED FORCES  
FEDERAL REPUBLIC OF NIGERIA



HIS EXCELLENCY  
**PROF. YEMI OSINBAJO GCON, SAN**  
VICE - PRESIDENT  
FEDERAL REPUBLIC OF NIGERIA



## **MR. BOSS MUSTAPHA**

SECRETARY TO THE GOVERNMENT OF THE FEDERATION  
FEDERAL REPUBLIC OF NIGERIA



## **MR. J. A. MICHAEL OHIANI**

DIRECTOR GENERAL  
INFRASTRUCTURE CONCESSION REGULATORY COMMISSION

# ICRC EXECUTIVE MANAGEMENT TEAM



**Mr. J. A. Michael OHIANI**  
Director General



**Mr. Mohammed A. BAMALLI**  
Director, Director General's Office



**Dr. Emmanuel ONWODI**  
Director, Transport Infrastructure Department



**Mr. Dada Hammed TOGUNDE**  
Director, Internal Audit Department



**Dr. Jobson Oseodion EWALEFOH**  
Director, Contract Compliance Department



**Dr. Evelyn ALAYE-OGAN**  
Director, Support Services Department



**Mr. Odili ONU**  
Director, Revenue Investment & Project Finance Department



**Dr. Felix OGBERA**  
Director, Research & Planning Department

# DIRECTOR-GENERAL'S STATEMENT

There is no doubt that Public Private Partnership (PPP), as a procurement methodology, has come to stay in Nigeria, and the programme which started in 2008 with the inauguration of the ICRC Governing Board to give legal force to the ICRC Establishment Act 2005, has slowly and momentarily gained traction. The Federal Government's belief in the private sector as the engine of economic growth is indeed huge and has formed the bedrock of its economic blueprint - the National Development Plan 2021-25 - in which the quantum of private investments to fund the plan is as high as 85 percent. Government's intensive pursuit of this goal is such that within the review year, it established a Ministerial Committee to engage the Ministries, Departments and Agencies (MDAs) on their costed programmes and projects to determine the ones that should be developed as PPPs. ICRC is a key member of the Committee and lent its technical expertise in designing the best methodology for the required initial project screening and selection that will form part of the final report at the conclusion of the exercise.

The Commission approached the review year with the mindset that there is still much to do to raise our national infrastructure stock to a minimally accepted level. That singular strategic objective galvanized us to follow through the process of developing, procuring and implementing projects in the pipeline. Thus, the Commission was most ready to deliver necessary regulatory support and interventions - project development, capacity building, policy and process reforms - particularly in response to the increasing number of PPP projects.

One of the achievements recorded in 2022 of which we are especially proud is the completion of the construction of the Lekki Deep Seaport which witnessed the issuance of the Completion of Construction Certificate by the EPC Contractor to the



Concessionaire - Lekki Port Investment Holding Inc - in October 2022. The US\$1.5 billion PPP Deep Seaport located at Ibeju, Lekki hosts three terminals: a Container Terminal, a Liquid Bulk Terminal and a Dry Bulk Terminal with expected revenue of US\$201 billion from duties, royalties and taxes. The port is also expected to have a positive impact of about US\$158 billion on direct and indirect businesses. As we await its eventual commissioning in January 2023, the ICRC congratulates His Excellency President Muhammadu Buhari on this great feat and applaud his administration's commitment to the PPP programme.

During the year, the Commission witnessed the signing of the concession agreement on the E-Customs Modernisation Project between the Federal Government represented by the Nigerian Customs Service as the Procuring Authority and the

Trade Modernisation Project Ltd as the concessionaire. The USD340 million technology project, which is on the modernization of the customs service through digitilisation of its process, is being regulated as a Presidential Initiative by the Commission.

The transport/road sector also received a boost with the successful procurement of 9 out of the 10 Highway Development Maintenance Initiative (HDMI) projects at a total estimated value of N1.3 trillion. The implementation of these mover projects will inform how the government approaches successive road projects using PPP arrangements.

It is worthy of note that under the Transportation sector, a few projects like the Central and Western Offshore Waste Reception Facilities (CWOWRF) Central with estimated value of \$117,160,639 and the Eastern Offshore Waste Reception Facility (EOWRF) estimated at \$98,241,699 have all been approved and have since reached commercial close.

In all a total of 21 projects have been successfully tendered leading to the issuance of the Full Business Case Compliance Certificates to the procuring authorities by the Commission. Out of these, 12 have received approval by the Federal Executive Council to proceed to contract negotiations and commercial close. Feasibility studies on 39 projects have been concluded with the issuance of Outline Business Certificates of Compliance by ICRC to enable the process move to the procurement phase.

Another remarkable development this year is the passage by the Senate of the proposed amendments to the existing ICRC Act, the proposed Bill is

expected to enhance the operations of the Commission and delivery of Infrastructure in the Country. As the Commission awaits passage of the Bill by the lower chamber, it hopes this, along with other policy initiatives, will strategically improve the legal and policy environment for PPPs in the country and provide the conducive and right business environment for delivering PPP projects.

Capacity-building efforts were expanded in reach and form during the year. Apart from capacitating more stakeholders in different aspects of PPPs, the

Commission through its PPP academy - the Nigerian Institute of Infrastructure and PPP - is focusing on developing a cadre of PPP professionals from its staff, MDAs and other interested stakeholders. To this end it is partnering with Malaysia University to offer MBA programme on PPPs. About 24 staff of ICRC, MDAs and private sector institutions are currently undertaking the course.

I am equally glad to announce that within the reporting year, 15 ICRC and other public and private sector PPP practitioners passed the APMG preparatory course exam, and will only need to scale through the Execution course to become fully certified as international PPP professionals. The CP3P (Certified Public-private Partnerships Professional) credential is awarded to those who pass all three PPP Certification Programme exams and these will be instantly recognisable as having the complete competencies needed to deliver PPPs successfully.

The focus of the Commission going forward will be to work with key stakeholders to actualize the establishment and operationalization of the long-proposed Project Development Fund to support the

***Another remarkable development this year is the passage by the Senate of the proposed amendments to the existing ICRC Act, the proposed Bill is expected to enhance the operations of the Commission and delivery of Infrastructure in the Country.***

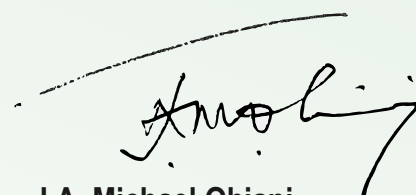
preparation of bankable projects. Along with this endeavour is the obvious need to set up a Viability Gap Facility and design a revenue instrument solely for its funding to support the affordability and commercial viability of PPP projects, among other options. Both initiatives will help to de-risk projects and make them palatable to local and transborder private financiers who are looking for viable projects to invest in. Also, part of the Commission's agenda for the year 2023 is the development of a Medium-Term Plan with a credible pipeline of projects that will be consistent with the National Development Plan 21-25, the Medium-Term Expenditure Framework, and the National Integrated Infrastructure Master Plan. In accordance with section 14 of the ICRC Act, the list will be published to incentivize and encourage private sector investors and lenders, among other stakeholders, to participate in the Federal Government's PPP programme and projects.

All these positive indicators make the incoming year both hopeful and promising. Being a transition year (i.e., election and change of leadership), this is very timely considering that other past initiatives and building blocks already jump-started by the ICRC have assisted its establishment of institutional presence in relevant infrastructure policy and reform areas in the country. This ensures that the PPP programme's relevance in the country's infrastructure and development agenda will endure and continually evolve. I expect that the next administration will not only pursue ongoing efforts to develop PPP projects but will also strive to boost development through more partnerships with the private sector.

On a sad note for the Commission, its pioneer Governing Board Chairman (from 2009 - 2012), His Excellency Chief Ernest Shonekan GCFR CBE, passed away on the 11th of January 2022. Chief

Shonekan continued to be a reference point for the Commission even after the expiration of his tenure. He laid a solid foundation for visionary leadership and was a strong advocate of PPP as a viable alternative for infrastructure provision in Nigeria. We pray that his soul continues to rest in perfect peace and that the almighty God will give his family, the Commission, and the country, as a whole, the fortitude to bear the loss.

I am deeply grateful to His Excellency President Muhammadu Buhari GCFR for providing the conducive environment for PPPs to thrive in the country through his unshakeable belief in the private sector as the engine of economic growth. As always, I would like to thank the Secretary to the Government of the Federation for his unwavering support throughout the reporting year. I sincerely appreciate the Senate Committee on Works and the National Assembly, as a whole, for believing in us and working together to navigate parliamentary hurdles that arose during the year. I appreciate all the assistance rendered by the development agencies and other stakeholder organisations, as well as our colleagues in government, who, in various ways, contributed to building a more robust PPP programme. I thank the management and staff of the ICRC for all their contributions in making the year a spectacular one for the Commission. I applaud all their efforts and urge them to enter the year 2023 with the conviction that the reward of success is more hard work!



**J.A. Michael Ohiani**  
Director-General



# EXECUTIVE SUMMARY

## *Major Activities during the Year*

**D**uring the year under review, the ICRC worked hard to provide regulatory guidance to MDAs to undertake their PPP projects. This assistance included the review of all project appraisals and tender documents and recommendations to ensure that the transactions are conducted in line with stipulated guidelines. 12 projects received approval from the Federal Executive Council (FEC) after the Commission has granted Full Business Case Compliance (FBC) Certificates to them, following the tender process and successful procurement of preferred bidders.

### *These projects include:*

- Development of Railway Industrial Park in Port Harcourt with estimated value of \$291,253,617
- Central and Western Offshore Waste Reception Facilities (CWOWRF) Central with estimated value of \$117,160,639
- Eastern Offshore Waste Reception Facility (EOWRF) estimated at \$98,241,699
- The Development of Onitsha River Port project estimated at N3,935,833,337
- Development of a Maintenance, Repairs and Overhaul (MRO) Facility valued at \$140,600,000
- Establishment of an Aviation Leasing Company (ALC) estimated at \$1,500,000
- Secure Ticketing Solution for The Lagos – Ibadan Standard Train Service estimated at N1,100,000,000
- Redevelopment of the Police DIG Quarters in Maitama valued at N21,308,230,000.
- Police Specialised Services Automation project estimated at N1,318,198,116.7

- Concession of FRCN land in Owerri with estimated value at N1,422,280,066
- Redevelopment of the FRCN Training School land in Ikeja, Lagos estimated at \$200,000,000.

Negotiations are ongoing that will lead to the signing of the Concession agreement by the parties that will enable the projects achieve commercial close.

Within the review period, the procurement of concessionaires for the 4 International Airport Terminals in Abuja, Lagos, Port-Harcourt and Kano with total estimated value of \$213,349,000 was concluded with the emergence of preferred bidders for the Abuja and Kano Terminals. Also, the procurement of preferred bidders was concluded for the Highway Development and Management Initiative (HDMI) for 12 Road Projects with total estimated value of N1.3 trillion. Efforts are ongoing to prepare their FBCs for ICRC validation and subsequent approval by FEC.

Feasibility studies were concluded for some key projects in the transport and power sectors of the economy with the granting of the Outline Business Case (OBC) Certificates by the Commission and they will now proceed to the procurement stage. The projects included:

- Concession of Tincan Island Truck Transit Park, Lagos State valued at N1,9993,781,671.88
- The Makurdi Hydropower Project (Makurdi HPP) valued at \$3,990,000

Also in the 2022 fiscal year, the Commission received five (5) new contracts as follows:

- Concession contract for Nigeria e-Immigration Solution as part of the Nigerian e-Government Initiative signed between the Federal Ministry of Interior and Networks Solutions Ltd, Principal Contract signed on 12th December 2007 for a duration of 6 years. This was renewed on 7th March, 2013 to commence from 12th December, 2013, and later renewed again on 4th July, 2019 and an addendum was signed on 22nd July 2019
- Concession contract for the Biometric Visa Enrolment, Secure Visa Printing, and Visa Verification Project signed between the Federal Ministry of Interior and Networks Solutions Ltd.
- Concession contract for the maintenance of the Visa Sorting Application Centre signed between the Federal Ministry of Interior and Networks Solutions Ltd.
- Concession contract for the Redevelopment of the Ogun-Osun River Basin Development Authority Complex (K'Maroun), Ijora Lagos between the Ogun Osun River Basin Development Authority and Messrs. Asiko GT Property Company Ltd with an estimated value of N890,800,000.
- Lease Agreement between the Federal Ministry of Agriculture and Rural Development and Alfin Fisheries Limited for the Finance, rehabilitation, and Operation of the Federal Coastal Fishery Terminal, Ebughu, Akwa Ibom State signed Federal Ministry of Agriculture and Rural Development and Alfin Fisheries Limited for 11 years with 1 year moratorium period for the rehabilitation works. The contract was executed on 29th April, 2022.

At the end of 2022, the Commission had 203 projects in its pipeline for which it was providing pre-contract regulatory oversight and 81 PPP projects in its custody for post-contract monitoring compliance in line with agreed terms and conditions.

An integral part of the Commission's function is to conduct regular project site visits in order to monitor the performance of PPP projects that have already been awarded and are now at various stages of implementation. The Commission partnered with relevant MDAs to visit some selected projects. The projects visited included: the Lekki Deep Water Port – Lagos State, Port Harcourt Port Terminal A & B and Garki Hospital Concession project – Abuja FCT. The site visits were jointly conducted with the relevant MDAs with the aim to appraise the projects, so as to improve on their development and execution.

It was also to enhance transparency and accountability in the concession process. In addition to the visits, periodic project updates were sought from project managers through physical/online meetings and telephone calls, while enquiries were made on peculiar situations that arose.

### ***Stakeholder Engagements***

Stakeholder engagement continued to be a key focus for the Commission. The Commission engaged various segments of its stakeholders - MDAs, local and international bodies, States and the National Assembly on diverse issues in its effort to strengthen the institutional and regulatory framework for the PPP programme in Nigeria. Wider stakeholder group presentations, one-on-one meetings, focus group discussions, collaborative platforms and MOUs with vital stakeholder institutions helped to ensure that the Commission

understood and addressed the needs of its stakeholders, clients and potential clients.

### **Capacity Building Programmes**

Development of a clear understanding of PPPs, its delivery structure, the processes and procedures, amongst all parties in a PPP arrangement are critical to ensure the successful and timely delivery of projects. This invariably required the Commission to continuously initiate and execute capacity building programmes to create awareness and develop the requisite skills necessary to lay a strong and lasting foundation for PPP practice in the country. Through the efforts of the Nigerian Institute of Infrastructure and Public Private Partnership (NII3P), training courses centered on developing PPP core competencies in practitioners were conducted. The institute engaged in smart partnerships with local and international stakeholder partners towards this purpose. The NII3P, in collaboration with Malaysia University of Science and Technology, commenced the Master of Business Administration in PPP in 2021. The class currently has 24 Students enrolled. The Institute facilitated the CP3P Foundation and Preparation Courses for the MBA class, ICRC staff and interested MDAs. Overall, 34 people participated in the training programme that will certify them as PPP professionals on the successful completion of the Foundation, Preparation and Execution Courses.

### **Governance and Management**

The Executive Management Committee met regularly during the period under review to provide strategic leadership to the Commission, on key governance activities geared towards strengthening its internal processes. Some of the key issues considered were:

- i. Capacity -building for Ministries, Departments and Agencies
- ii. Strategic Direction for the Commission/ Restructuring
- iii. Regulatory Notice to MDAs and other Stakeholders
- iv. Review of Concession Agreements and ICRC Governance documents
- v. The ICRC Severance Package.

The Commission submitted the 2021 Annual Report and Audited Accounts to the President in line with Section 26(1) of the ICRC Act.

### **Human Resource/Organisational Developments**

In its bid to strengthen its capacities to provide implementing agencies with a more dynamic and effective institutional support, the ICRC has been constantly investing in its human capital through local and foreign funded trainings and career development for its staff. The Commission effectively used various platforms and collaborations with public/private agencies and development partners to achieve its capacity building purposes in this regard.

### **Finance and Accounts**

During the year ended 31st December 2022, the Commission received the sum of N161,414,421.63 representing 92% of the total overhead expenditure budget. In addition, the sum of N129,859,676.50 representing 50% of the total capital expenditure budget for year was released. Audited Financial Statements are attached in this report.

### **Challenges**

1. The Commission experienced funding constraints that created some operational

challenges and affected the actualisation of set goals and objectives.

2. Lack of dedicated funding to develop, promote and implement PPP projects continues to present setbacks and slow down the development of some projects.
3. Capacity gap in the MDAs to structure bankable transactions ready for the PPP market constantly poses a problem. Moreover, trained PPP professionals are routinely reposted to other establishments or assignments during the annual restructuring of civil servants by the Office of the Head of Civil Service of the Federation. The Commission has been advocating for the creation of a PPP Cadre to stem the obvious drawback this exercise presents to the programme.

4. Lack of adequate enforcement powers over PPP contract agreements and disputes. A bill to address identified gaps in the existing law of the Commission is before the National Assembly awaiting passage. The proposed amendment seeks to rename the ICRC as the Public Private Partnership Regulatory Commission and expand its powers to impose appropriate sanctions, to ensure compliance with the provisions of the Act and regulations thereof. The Senate passed the Public Private Partnership Regulatory Commission Act 2022 in the reporting year and is awaiting reciprocal passage by the House of Representatives having scaled the second reading. The urgent passage of the bill would help ICRC to establish its independence, improve its regulatory oversight and exercise adequate control over the process.

## SECTION 2:

# ROLE & MANDATE

**2.1.** In order to harness private sector technical and financial resources for the provision of public infrastructure and service, the FGN enacted the ICRC Act in 2005 and inaugurated the Governing Board in November 2008 leading to the commencement of the Commission's operations.

**2.2. The ICRC Act confers on the Commission the powers to:**

- Provide general policy guidelines, rules and regulations;
- Take custody of every concession agreement;
- Monitor and inspect PPP projects; and
- Ensure efficient execution of any concession agreement or contract entered into by the Federal Government.

**2.3.** The Act also provides for MDAs to enter into contracts with or grant concession to any duly pre-qualified private sector proponent for the financing, construction, operation, and maintenance of any infrastructure that is financially viable or any development facility of the Federal Government.

**2.4. Deriving from this mandate, the role of the ICRC consists of four main components:**

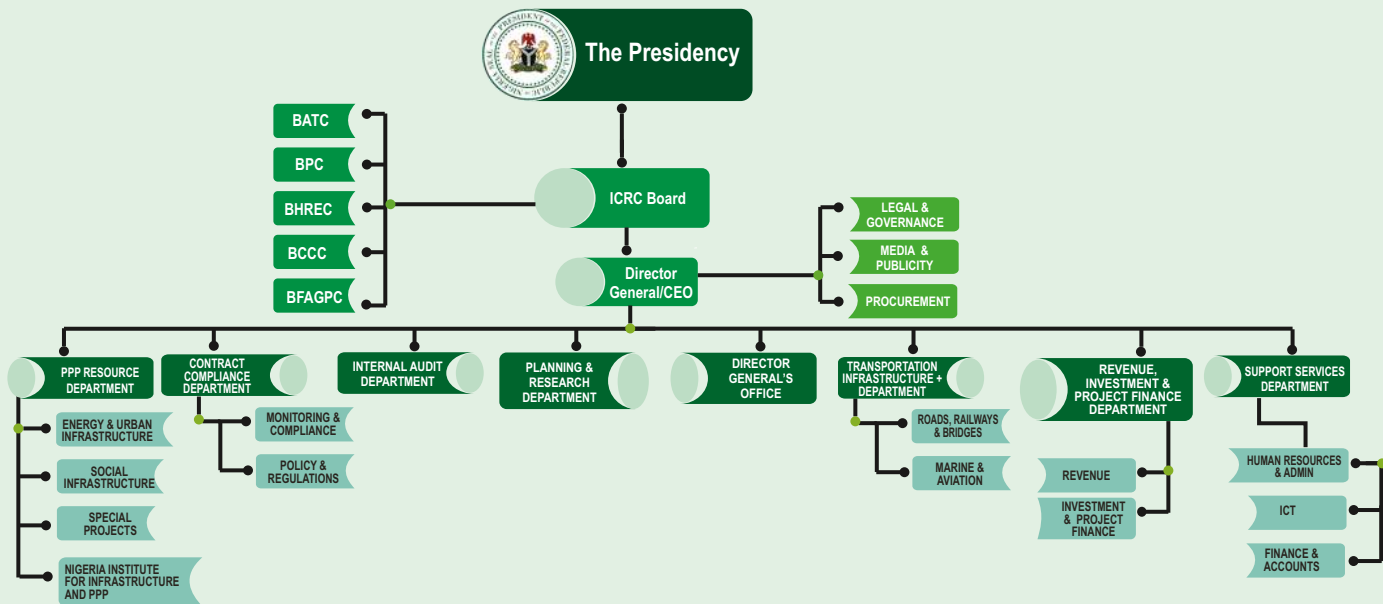
- Promoting, facilitating, supporting, coordinating and implementing a sound PPP process; while ensuring that the principles of good governance are applied to all of the functions that form part of it;
- Providing transaction support and building capacity in all Federal Government MDAs for project development, tendering, negotiation and contract execution;
- Developing guidelines for monitoring contract compliance during construction, operation and contract termination; and
- Collaborating with other agencies, including similar State-level PPP Units, to implement an integrated national regulatory environment that is conducive to private sector investment in infrastructure projects.

# SECTION 3:

# INSTITUTIONAL STRUCTURE AND GOVERNANCE

## 3.1. Structure and Functions

Fig. 1: ICRC Organogram



ABBREVIATION	FULL MEANING
BATC	Board Audit & Technical Committee
BPC	Board Publicity Committee
BHREC	Board Human Resources & Establishment Committee
BCCC	Board Contract Compliance Committee
BFAGPC	Board Finance & General Purpose Committee
PPP	Public Private Partnership
ICT	Information and Communication Technology

The Governance and Organizational Structure of the ICRC is designed to facilitate the delivery of the Commission's mandate. The ICRC Act provides for

the establishment of a Governing Board for policy formulation and other statutory functions. Table 1 below shows the ICRC Governing Board Structure.

**Table 1: ICRC Governing Board Structure**

Governing Board Composition		Status
•	Chairman	Chairman
•	Secretary to the Government of the Federation (SGF)	Ex-Officio Member
•	Attorney General to the Federation (AGF)	“
•	Hon Minister of Finance (HMF)	“
•	Governor, Central Bank of Nigeria (CBN)	“
•	Rep South-South	Member
•	Rep South-West	“
•	Rep North-East	“
•	Rep North-Central	“
•	Rep South-East	“
•	Rep North-West	“
•	Director General, ICRC	Member/Secretary

The Board constituted the following five committees to aid its functions:

- 1 Contract Compliance Committee (oversees activities of the Contract Compliance Department);
- 2 Audit and Technical Committee (oversees the activities of the PPP Resource Department);
- 3 Human Resource and Establishment Committee (oversees issues of human resource, governance, institutional relations, etc.);
- 4 Finance and General-Purpose Committee (oversees finance-related matters); and
- 5 Media and Publicity Committee (oversees communication related matters).

However, within the review period, a new Board was not constituted, and as such all matters relating to the Board were brought to the attention of the OSGF which provided oversight on the Commission's operations.

On a sad note for the Commission, its pioneer Governing Board Chairman (from 2009 - 2012), His Excellency Chief Ernest Shonekan GCFR CBE, passed away on the 11th of January 2022. Chief Shonekan continued to be a reference point for the Commission even after the expiration of his tenure. He laid a solid foundation for visionary leadership and was a strong advocate of PPP as a viable alternative for infrastructure provision in Nigeria.



# Transition

The Management and Staff of the Infrastructure Concession Regulatory Commission (ICRC) wishes to commiserate with the **Shonekan** family on the passing of their patriarch and pioneer Chairman, Governing Board of the Commission (2008-2012)

**Chief Dr. ERNEST SHONEKAN**  
GCFR, CBE.

The sad event occurred on Tuesday 11<sup>th</sup> January 2022 at the age of 85

Burial arrangements are as announced by the family.

*May his soul rest in peace, Amen*

Signed:

**Michael Ohiani**  
Ag. Director General/CEO, ICRC



### 3.2. Executive Management Committee

The Executive Management Committee (EMC) is made up of the Director-General (DG) and seven (7) Directors responsible for the following Departments: DG's Office, PPP Resource, Contract Compliance, Transport Infrastructure, Internal Audit, Support Services, Revenue Investment & Project Finance and Planning & Research. These Directors report directly to the DG. The DG, Directors and the Head, Legal and Governance constitute the Executive Management Committee of the ICRC.

The Executive Management Committee deliberated upon and provided guidance on several issues. Some of these issues are:

- i. Capacity-building activities for Ministries, Departments and Agencies
- ii. Strategic Direction/restructuring for the Commission
- iii. Regulatory Notice to MDAs and other Stakeholders
- iv. Review of Concession Agreements and ICRC Governance documents
- v. The ICRC Severance Package.

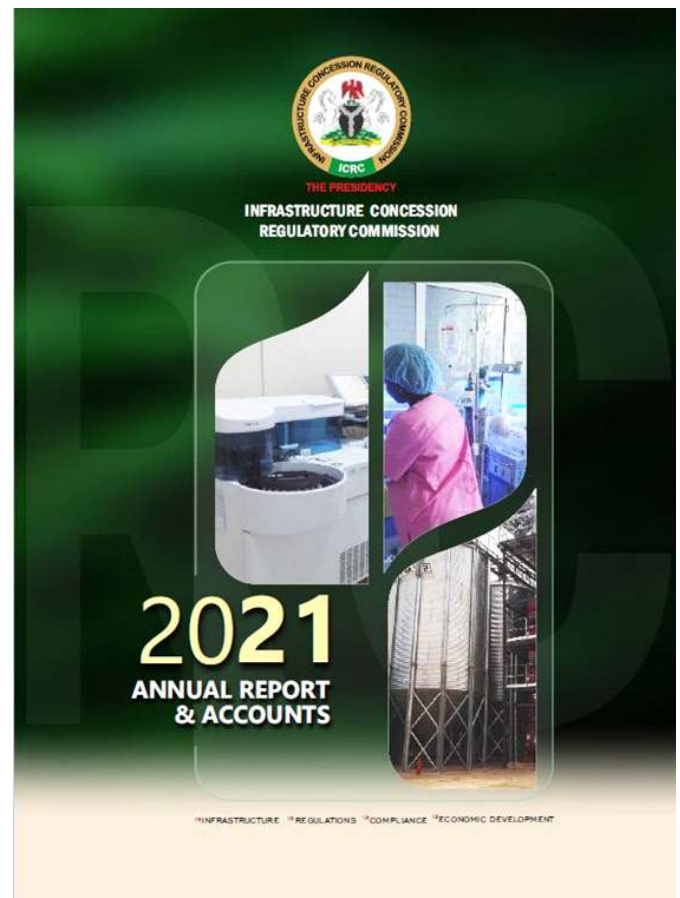
### 3.3 General Management Team

The General Management Team comprises all Heads of Departments and Units. In addition to the Directors, this includes the Heads of Media & Publicity, Information & Communication Technology, Procurement, Monitoring & Compliance, Policy & Regulation, Legal & Governance, Finance & Accounts, Human Resource & Admin, Special Projects, Urban Infrastructure and Energy.

During the year under review, the GMT held several technical sessions to review past and present PPP projects to identify lessons learned, and to increase the capacity and knowledge base of its members.

### 3.4 Transmission of 2021 Annual Report & Audited Accounts

The Commission submitted the 2021 Annual Report and Audited Accounts to the President in line with Section 26(1) of the ICRC Act.



### 3.5 Governance and General Mandate

Clarity of roles for Regulatory institutions and proper management of the PPP process is essential to achieving success in PPPs in any jurisdiction; hence the need for a robust and elaborate regulatory framework to regulate concessions and PPPs in the country in a manner that will encourage private sector participation in the provision of infrastructure. Consequently, in 2022, the Commission focused on reviewing its Governance documents to reinforce its regulatory role with a view to strengthening its internal processes.

### 3.5.1 The PPP Regulatory Commission Bill

The Commission made tremendous progress towards the passage of its Amendment Bill. The Bill is for an Act to repeal the Infrastructure Concession Regulatory Commission (Establishment) Act 2005 and enact the Public Private Partnership Regulatory Commission Act 2022 to strengthen and enhance the supervisory role of the Commission. The Bill seeks to strengthen the regulatory powers of the ICRC in the PPP space. The objectives of the PPPRC Bill as stated in Section 2 of the Bill are:

- a) To facilitate private sector investment in the provision and maintenance of both new and existing infrastructure in an effective and efficient manner;
- b) To attract private and public financial resources for investment in necessary social services relevant to national development;
- c) To ensure the provision of reliable public service by deploying private sector skills in project financing, risk management, project planning, use of new technologies for purposes of greater efficiency and value for money in the provision of public infrastructure and services;
- d) To strengthen institutional governance by improving public sector management skills and accountability in the designing, financing, construction, rehabilitation and provision of infrastructure services; and
- e) To provide a clear, transparent and well defined legal and institutional framework for enhancing investment and proper allocation of risk in the provision of infrastructure and related services.

The Bill expands the functions and powers of the

Commission to include enforcing compliance with the provisions of the Bill in the structuring of PPP projects. By the Bill, the Commission shall have power to impose sanctions and appropriate penalties to ensure compliance with the provisions of the regulations made pursuant to the Bill. Under its current Act, the Commission lacks the requisite powers to carry out its mandate effectively and efficiently. However, with the new enforcement powers and sanctions, the PPPRC would be better positioned to carry out its regulatory functions.

Further development on the Bill is the passage by the Senate, of the proposed amendments to the existing ICRC Act. It is expected to enhance the operations of the Commission and delivery of infrastructure in the country. As the Commission awaits passage of the Bill by the lower chamber, it hopes this, along with other policy initiatives, will strategically improve the legal and policy environment for PPPs in the country and provide the conducive and right business environment for delivering PPP projects.

The Commission also strengthened its Internal Revenue Generating capability by approving guidelines for the Commission's Regulatory Fees from PPP projects.

The ICRC collaborated with Ministries, Departments and Agencies (MDAs) of the Federal Government to ensure the efficient preparation, development and implementation of critical Federal Government Infrastructure projects through PPPs.

### 3.5.2 The Special Concession Account (SCA)

The approval for the implementation of the SCA was given through a circular issued by the Honourable Minister of Finance, Budget and National Planning on 16th May, 2020. Following concerns expressed

by stakeholders dealing with the seeming incompatibility of the Circular with the provisions of the Treasury Single Account (TSA), the Minister constituted an Inter-Department Delivery Committee on Revenue Generation from Public Private Partnership (PPP) Concessions in 2022 with membership drawn from Infrastructure Concession Regulatory Commission (ICRC), Bureau of Public Enterprises (BPE), Office of the Accountant General of the Federation (OAGF) and Federal Ministry of Finance, Budget and National Planning (FMFBNP).

The Committee's terms of reference were to:

- Review already issued Circular and make recommendations for its amendment
- Organize stakeholder's Interactive session to publicize the Finance Circular
- Organize verification of Concessionaires books of accounts at the MDAs

Following meetings and recommendations, a new Finance Circular was issued on 20th May, 2022 and stakeholders' interactive Sessions were held in Abuja - 27th September 2022, Kano - 29th September 2022, Lagos - 11th October 2022, and Port-Harcourt - 13th October, 2022. The outstanding task is the Verification Exercise on the Concessionaires books of accounts at the MDAs. Once the exercise is concluded, then various Concessionaires/MDAs will be communicated on how much they are supposed to remit into the SCA.

As at the end of December 2022, a total of N3,015,455,924.83 was in the SCA. About N50,298,787,542.40 and \$415,764,383.00 are expected to be remitted into the account by the end of 2023.

# SECTION 4:

## KEY ACTIVITIES IN 2022

Some of the Commission's key activities during the period included providing pre- and post-contract regulatory guidance to MDAs, institutional/capacity building, and advocacy on the PPP process through multi-level stakeholders' engagements. The Commission:

- (a) Provided support to MDAs in prioritizing projects in the pipeline in order to fast-track their development, procurement and implementation;
- (b) Provided technical support and regulatory guidelines to MDAs in preparing and structuring PPP projects in accordance with work plans and agreed milestones and in line with best practices;
- (c) Conducted capacity-building programmes for staff of ICRC, PPP Units of MDAs and private sector participants aimed at building competencies to prepare, manage, and execute projects;
- (d) Monitored PPP projects under implementation and ensured compliance with the contract terms and conditions within the confines of the laws, policy, regulations and other best practices;
- (e) Sustained advocacy and engagement of stakeholders on the Nigerian PPP framework, process and programme through collaborative events – forums, conferences, seminars, workshops, etc; and
- (f) Mediated between parties over disputed projects, among other activities.

### 4.1 Pre-Contract Activities - Projects Initiation, Development and Procurement

The ICRC continued to provide technical services to assist the MDAs to ably undertake PPP projects. This assistance includes the review of project documents and recommendations to ensure that the transactions are conducted in line with the PPP process as defined in the National Policy for PPP. These are projects at various stages of development and procurement covering various sectors and sub-sectors of the economy, including agriculture, energy, trade/investment, urban development, seaports, security, health, ICT, culture, aviation, rail, etc.

#### 4.1.1 2022 PPP Projects Highlights

In 2022 several projects proposed by the MDAs reached significant levels of development and procurement under the ICRC guidance, with a major focus on highways, rail, ports, aviation, maritime, security, energy, education, health, and ICT sectors of the economy – all basic needs that support the quest for citizen's welfare and a stable socio-economic development in Nigeria.

#### *Transport Sector – Roads, Aviation, Rails, Ports*

##### *Road Projects*

##### *Highway Development and Management Initiative (HDMI) for 12 Road Projects*

The Federal Ministry of Works & Housing (FMW&H), in line with the Federal Government economic reform agenda and global best practices, has established a PPP framework where private partners can tap into the numerous commercial opportunities available along the 35,000km of Federal roads network. The aim of the partnership is to develop and

manage the federal road network, thereby supplementing the federal government's budgetary allocation for infrastructural development. The initiative is land value capture-based and is termed the "Highway Development and Management Initiative" (HDMI). The FMW&H prepared and transmitted Outline Business Cases (OBCs) for 12 selected routes under the HDMI to ICRC, which, after review, were issued OBC Compliance Certificates on December 21, 2020 for the project to proceed to procurement phase.

Following the successful conclusion of the tender process in April, 2022, the Full Business Case (FBC) was certified by the Commission on November 19, 2022 and has been subsequently forwarded to the Federal Executive Council for approval.

#### *Design and Development of a Central Clearing House (CCH) Application System to Manage Road Tolling Platforms in the Country*

The CCH is a tolling software to track all operations on the federal road network covered by the HDMI project. The CCH is also to ensure uniformity, interoperability and continuity of operations. The feasibility study has been concluded and the Commission has gone ahead to issue the OBC Compliance Certificate to the Federal Ministry of Works & Housing on August 18, 2022, paving way for the procurement phase.

#### *Concession of Tincan Island Truck Transit Park, Lagos State*

The Federal Ministry of Works and Housing is desirous to engage private sector investors for the concession of a Truck Transit Park in Tincan Island, Apapa under a PPP arrangement. The ICRC issued the OBC Compliance Certificate for the proposed

project to the Ministry on January 21, 2022, and advised it to proceed to the procurement phase.

#### *Aviation Projects*

*Concession of: Nnamdi Azikiwe Airport Terminal, Abuja; Mallam Aminu Kano International Airport Terminal, Kano; Murtala Muhammed Airport Terminal, Lagos; and Port Harcourt International Airport Terminal*

The PPP model adopted is the Build/Rehabilitate-Operate and Transfer for the Airport Terminal proposed for concession under the Aviation Sector Roadmap. The Federal Ministry of Aviation was granted the OBC Certificates of Compliance by ICRC on the 4 Airport Terminals on June 22, 2020. The procurement phase started in the 2021 fiscal year under the 2-stage tender process stipulated in the ICRC guideline. The technical and financial evaluation of the RFPs was concluded in June 2022 with the emergence of preferred bidders for Kano, and Abuja terminals.

#### *Establishment of Aviation Leasing Company (ALC)*

The Federal Government through the Federal Ministry of Aviation intends to establish an ALC for the leasing of aircrafts to operators in the country and the continent as none exists in Africa at the moment. The OBC Compliance Certificate for the project was issued on May 21, 2018 to the Federal Ministry of Aviation. With the Ministerial approval of the RFQ evaluation report for the selection of concessionaire, the RFP was issued to the qualified bidders and Bidders' Conference held on February 24, 2021.

The technical and financial evaluation of proposals resulted in the selection of a preferred bidder. Subsequent due diligence has been conducted on Glovesly Consortium (the preferred bidder) to

ascertain its technical and managerial competence and the Commission granted the FBC Compliance Certificate to the Ministry on August 18, 2022.

*Development of a Maintenance, Repairs and Overhaul (MRO) Facility*

The Federal Government through the Ministry of Aviation proposes to establish an MRO facility for aircraft maintenance, repairs and supply of parts to the aviation sector. The OBC Compliance Certificate for the project was issued on May 21, 2018 to the Federal Ministry of Aviation. The RFP was issued to the qualified bidders and Bidders' Conference held on February 24, 2021.

The technical and financial evaluation of proposals resulted in the selection of Glovesly Consortium as the preferred bidder. Subsequent due diligence has been conducted on the consortium to ascertain its technical and managerial competence and the Commission granted the FBC Certificate of Compliance to the Ministry on August 18, 2022. The project received FEC approval on October 12, 2022.

*Development of Aerotropolis (Airport City)*

The Federal Government through the Ministry of Aviation plans to develop an Aerotropolis in a suitable location to be determined by the Transaction Adviser at the development phase. This entails the setting up and development of structures that will support the activities around the airport and aviation in general. The Commission issued the OBC Compliance Certificate to the Federal Ministry of Aviation on March 01, 2022 to enable the project proceed to procurement stage.

*Development of 6 Cargo/Agro Airports in the Geo-Political zones.*

The Federal Government through the Ministry of Aviation desires to develop 6 Cargo/Agro airports in each of the geo-political zones to provide cargo handling and specialized logistics for agro products. The Commission had issued OBC Compliance Certificate to the Federal Ministry of Aviation on June 01, 2022 and the RFQ has been advertised for prospective investors.

*Establishment of National Carrier*

As part of aviation roadmap, the Federal Government intends to establish a national carrier through a Joint Venture arrangement with a strategic equity partner. A Project Structuring Report (PSR)/OBC Certificate of Compliance was issued and later revalidated by the ICRC and approved by FEC. Following approval by the President, a single-stage procurement method was adopted, leading to the emergence of the Ethiopian Airline Consortium as the sole bidder.

*Maritime Projects*

*The Development of the Bakassi Deep Sea Port and Construction of the Calabar-Ogoja-Gakem Super Highway*

The Cross River State Government (CRSG), as part of its infrastructural development, plans to develop a sea port at Bakassi and construct the Calabar-Ogoja-Gakem Super Highway under an integrated PPP arrangement; in pursuance of which it sought the collaboration of the Federal Government in implementing the proposal - in accordance with existing legal framework for port development.

The OBC Certificate of Compliance was granted by the Commission for the project on September 25, 2019 to enable the project to proceed to procurement phase. The Request for Qualification

was advertised in the print media in February, 2021 seeking interested investors for the Design, Build, Finance, Operate and Transfer (DBFOT) of the Bakassi Integrated Deep Seaport and Calabar-Ogoja-Gakem Super Highway. The bid opening of RFP took place on June 17, 2022.

*Refurbishment, Operation and Maintenance of the Water Systems at TinCan Island Port Complex*

The project is unsolicited and entails the complete refurbishment and operation of the water system at the Apapa Port to ensure adequate water supply to vessels. Specifically, the NPA intends to increase the capacity of the water treatment plant from 50 to 100 cubic meter per hour to supply all the terminals within the ports, vessels, and the port's hydrant systems to cater for emergencies within and outside the port.

The Commission issued Nigerian Ports Authority (NPA) an OBC Certificate on May 17, 2022 for the project to proceed to the procurement phase using the Swiss Challenge methodology.

*Refurbishment, Operation and Maintenance of the Water Systems at TinCan Island Port.*

The unsolicited project proposes the refurbishment and operation of the water system at the Tin Can Island Port to ensure adequate water supply to vessels. The port is located north-west of Apapa Port Complex, Lagos and it is the second busiest port in Nigeria. It handles diversified cargo with each terminal operator specializing in different forms of cargo (Dry and Wet bulk cargo, Box-Containerized cargo, RORO services). It equally handles vessels ranging from 100m – 260m and take ships of about 30,000 tonnes.

The Commission issued Nigerian Ports Authority

(NPA) an OBC Compliance Certificate on May 17, 2022 for the project to proceed to the procurement phase using the Swiss Challenge methodology.

*Development of the Onitsha River Port*

The project will serve as a pilot scheme for concession of other River ports under PPP arrangements namely: Onitsha, Lokoja, Baro and Oguta River Ports. The Onitsha River Port is located in Anambra State and is being funded under the International Development Association (IDA).



**Commercial Close for Onitsha River Port**

The Project received FEC Approval in February, 2022 and reached Commercial Close on June 30, 2022.

*Management Contract to Operate, Maintain and Transfer (OMT) of NIMASA Floating Dry Dock (FDD), Lagos*

The Federal Government through its Ministry of Transportation/NIMASA seeks to procure a Project

Management Company as technical partners for the operation and management of its Floating Dry Dock (FDD) on a commercial basis.

The Commission issued NIMASA with an OBC Compliance Certificate on March 03, 2021 and advised that the project proceeds to the procurement phase that would lead to the emergence of a preferred operator. With the successful conclusion of the tender process, a contract negotiation meeting between NIMASA and Jmarine Logistics - the preferred bidder - was held on February 25, 2022.

*Eastern Offshore Waste Reception Facility (EOWREF) and Central and Western Offshore Waste Reception Facility (CWOWREF)*

The provision of Offshore Reception Facilities in Nigerian waters is well overdue and the country is currently failing in its obligations to ratify international treaties and conventions, thereby putting Nigeria's membership in the International Maritime Organization (IMO) at risk. In line with NIMASA's vision, the Agency attempted to address the issue by setting up Offshore Reception Facilities under the Federal Ministry of Transportation which has the mandate for the overall articulation and implementation of policies in the Maritime sector of the Nigerian economy. The PPP model being used for both projects is the Design, Finance, Build, Operate, Maintain and Transfer (DFBOMT) type.

With the emergence of XPO Marine Service Ltd as the preferred bidder after the procurement process, due diligence was conducted on Frigate Upstream & Energy Services Ltd - its technical partner - on January 12-13, 2022. The FBC Compliance Certificate was issued to NIMASA on the EOWRF and CWOWREF projects on February 22, 2022, and the FEC approval received on 22nd December, 2022.



ICRC team led by Ag. DG Mr. Michael Ohiani during the Commission's visit to Western Zone Offshore Waste Reception Facility in Lagos on 12th January 2022



ICRC Team led by Mr. Togunde Dada, Director, Internal Audit Department during Commission's visit to Central Zone Offshore Waste Reception Facility in Warri, Delta



ICRC team led by Dr. E. Onwodi, Director, Transport Infrastructure Department during a monitoring visit to the Eastern Zone Offshore Waste Reception facility project in Rivers State



*Rail Projects*

*Secure Ticketing Solution for the Lagos – Ibadan Standard Train Service and Secure Ticketing Solution for Warri – Itakpe Standard Train Service*

To effectively harness the benefit of the development taking place in the Nigerian railway by way of revenue generation, there is a need to put in place a ticketing solution on both corridors that will enable passengers to buy their tickets online from their offices and homes without physically being at the train stations. The PPP option under Design, Finance, Build, Operate, Maintain and Transfer Model is being proposed to help the Nigerian Railway Corporation (NRC) deploy technology to manage the demand for tickets in a more efficient manner.

The Commission issued the OBC Certificates of Compliance to NRC under the Federal Ministry of Transportation for the proposed projects on October 20, 2021 for them to proceed to the procurement phase. That process has since been successfully concluded and the Commission issued the FBC Certificates of Compliance to the Ministry for both projects on April 12, 2022.

*Development of Railway Industrial Park in Port Harcourt*



Ag. DG of ICRC, Mr. Michael Ohiani and his team presenting FBC Certificates for Secure Ticketing Solution for the Lagos – Ibadan and Warri – Itakpe Standard Train service to the Minister of Transportation, Rotimi Amaechi in Abuja

The FGN intends to develop a Railway Industrial Park in Ubima, Rivers State through a PPP arrangement comprising of the following facility components: Commercial Vehicles and Rolling Stock Assembly, Oil and Gas Materials Supply, Textile and Light Industry for Fast Moving Consumer Goods (FMCGs).

The Commission issued the Federal Ministry of Transportation the FBC Compliance Certificate on August 24, 2020 and FEC finally granted approval on October 07, 2022

*Security Sector*

*Customs Modernisation Project - E-Customs*

The Nigeria Customs Service (NCS) has undertaken a survey of its operations and has identified challenges hindering its smooth operations. The NCS decided to update its ICT infrastructure by implementing an e-Customs Solution for the establishment of a Digital/Paperless Customs Administration under a PPP arrangement.

FEC approved the FBC in 2020 and the contract achieved commercial close on May 30, 2022. The implementation of the project has been stalled following a court action instituted by one of the parties to the contract.

*The Establishment of Bakery Production for the Selected Three Zonal Correctional Centres*

The Nigerian Correctional Service (NCoS) wishes to partner with the private sector with the aim of establishing, operating and managing bread bakery facilities in three of its operational zones located in Benin, Bauchi and Calabar.

The Commission issued the OBC Compliance



Contract Signing Ceremony for the E-Customs Modernization Project

Certificate to NCoS on November 21, 2022. First Global Hakitekt Bread Bakeries Limited (FGHBBL) emerged as the preferred bidder through a competitive bidding process.

*Resuscitation of the NCoS Farm Center in Ozalla, Edo State*

The NCoS has chosen to explore PPP options for the development and operations of the farm centers and is debuting the Federal Correctional Farm Centre, Ozalla, as a pilot scheme through an unsolicited proposal. To make this a reality, ICRC issued NCoS an OBC Compliance Certificate on July 06, 2021 to enable the commencement of the procurement process for the selection of a concessionaire by Swiss Challenge. The tender process led to the emergence of a preferred bidder in May 2022. The Commission has reviewed the draft Concession Agreement and forwarded observations to the NCoS; while negotiation with the preferred bidder is at the verge of being concluded.

- i. Redevelopment of the Falomo and Ijeh Police Barracks in Lagos*
- ii. Development of the Police Land in Guzape Abuja*
- iii. Redevelopment of the Nigeria Police Airwing and Facilities*

- iv. Redevelopment of Senior Police Officers Quarters in Ikeja, Lagos*
- v. Police Specialised Services Automation*
- vi. Redevelopment of the Deputy Inspector General (DIG) Quarters*

The situation of the aforementioned projects are as follows:

- Project i., ii., iii. are currently undergoing procurement.
- Project iv. is awaiting FEC approval.
- Project v. has received FEC approval and is at implementation stage.
- Project vi. got FEC approval in 2022 and is awaiting the signing of the concession agreement to commence implementation.

*Energy and Urban/Oil & Gas Sectors*

*Energy Projects*

*700MW Zungeru Hydropower Project*

The project is a solicited project initiated by BPE for the concession of the operation and maintenance of the 700MW Zungeru hydropower assets towards bridging the power generation gap on the national grid. The Zungeru hydropower plant is located on the Kaduna River, 8km upstream on the confluence of the Gumma River in Rafi Local Government Area of

Niger State. The scope of the 700MW Zungeru Hydropower project includes: Concession of the Hydropower plant, Operations and Maintenance of the existing components of the Hydropower Plant, and Harnessing of the Hydropower potential available in the plant for electricity generation. The OBC Compliance Certificate was issued on September 5, 2022 and the project is now at procurement stage.

*The Makurdi Hydropower Project*

The Makurdi Hydropower Project (Makurdi HPP) was originally conceived as part of the plan for Electric Power System Development announced by the then National Electric Power Authority [NEPA] in 1974. The planned dam site is located on the Benue River, the primary tributary of the Niger River in Nigeria, about 10 ~ 15 km upstream of Makurdi, the capital of Benue State. It was initially conceived as a 1500MW facility and was upgraded to 1650MW.

The OBC Compliance Certificate was issued on August 29th, 2022, and procurement is ongoing.

*Information Communication Technology Projects*

*Deployment of a Revenue Assurance System (RAS)*

The Ministry of Communication and Digital Economy through the Nigeria Communications Commission developed and procured a Revenue Assurance System (RAS) platform through PPP methodology. The RAS project is a software solution that aims to achieve revenue protection and maximization in the Nigerian Communications industry. The FBC Certificate of Compliance was issued on December 8, 2022 for subsequent transmission to FEC for its approval and conclusion of the procurement process.

*Research and Development of Satellite Technology and Equipment for the Provision of Cost-Effective Satellite Broadband to Rural Nigeria*

This project is owned by National Space Research & Development Agency (NASRDA). This project aims to provide affordable broadband coverage to the country, including those in remote areas, using the Nigerian Satellites.

The FBC Certificate of Compliance was issued on June 27, 2022, and the project was approved by FEC on November 30, 2022 signaling the conclusion of the procurement phase.



**Presentation of FBC certificates to Hon. Minister of State for Science and Technology for Planetarium and Museum Projects at the Obasanjo Space Centre**

*The Concession of the Planetarium and Museum at the Obasanjo Space Centre*

The project aims to equip, operate and maintain the already existing structure that houses the Planetarium and Museum at the Obasanjo Space Centre within the premises of the National Space Research and Development Agency.

The FBC Compliance Certificate was issued on July 25, 2022 and the project received FEC approval on November 2, 2022 signaling the conclusion of the procurement phase.

*Development of FRCN Land in Owerri*

The Federal Radio Corporation of Nigeria is interested in mixed-use development of 14 Hectares of its 21.11 Hectare landed property at Km-15 Umuahia Road, Owerri, Imo State. At the conclusion of the tender process, the FBC was prepared and forwarded to ICRC for its validation and subsequent issuance of a Compliance Certificate on November 22, 2022.

*Redevelopment of FRCN Training School Land in Ikeja-Lagos*

The Federal Radio Corporation of Nigeria set in motion the procurement process to mobilize resources from the private sector through a Public, Private Partnership (PPP) with Fishvalley, for the development of a hotel on the 6 hectares of land at No 1A Adekunle Fajuyi way, located in the GRA Lagos, which had hitherto been underutilized. The project, which is at procurement stage, was issued with the FBC Certificate of Compliance by ICRC on December 5, 2022 and the FEC gave its assent on December 21, 2022.



ICRC's team visit to FRCN training school proposed land in Lagos

*Social Sector – Education/Health Projects*

*Education*

Universities across the country under the Federal Ministry of Education have been receiving regulatory guidance from the Commission for the development of critical social infrastructure especially on campuses. Most of these requests have been backed up with Business Cases and are at various stages of the procurement process. They include projects like:

*Development of Students' Hostels at the Various Campuses of the University of Uyo*

The University of Uyo is seeking to collaborate with a private proponent for the development of student hostels at the various campuses of the University with a capacity for 12,000-bed spaces. The OBC Certificate of Compliance was granted on the 25th of May, 2022. The project is at development stage.

*Development of a Shopping Complex and Luxury Apartments in Ahmadu Bello University, Zaria*

The project is for the development of a Shopping Complex and Luxury Apartments at GRA Zaria through a PPP arrangement. The OBC Certificate of Compliance was granted on September 22, 2022. The project is at development stage.

*Health*

The health sector has recorded a number of projects for the Construction, Rehabilitation and Upgrade of various Health-related Facilities. These include projects like:

- *Renovation and Upgrading of the School of Nursing Students Hostels in the University College Hospital, Ibadan*

The proposed renovation and upgrading of the School of Nursing Students Hostel in the hospital is at the procurement stage, and the OBC Certificate of Compliance was granted on March 22, 2022.

- *Decontamination and Fumigation of Vessels Arriving in Nigerian Seaports*

The project is at procurement stage and the OBC Certificate of Compliance was issued on April 12, 2022.

- *Refurbishment and Rehabilitation of the Mortuary Facility Project in the University College Hospital, Ibadan*

The project intends to rehabilitate the Mortuary Facilities in the University College Hospital Ibadan which are dilapidated. The project is at procurement stage. The Outline Business Case was submitted and reviewed by ICRC and the Certificate of Compliance granted on September 22, 2022.

#### 4.1.3 Outline Business Case and Full Business Case Compliance Certificates

As part of its pre-contract regulatory functions, ICRC routinely receives from MDAs Outline Business Cases and Full Business Cases of projects being developed as PPPs for the Commission's independent review and subsequent issuance of OBC/FBC Compliance Certificates, whichever is applicable, if found satisfactory. Any OBC certification by the Commission signals the readiness of the project to proceed to the procurement phase, while its issuance of the FBC Compliance Certificate after procurement means the project can proceed to the Federal Executive Council, which is the highest validating authority, to grant approval for the project to proceed to the next stage of negotiations, contract signing and commercial close attainment.

During the reporting period, the ICRC issued several OBCs and FBCs of which the summaries are provided in Tables 3 and 4:

#### 4.1.2 Due-diligence Visits Carried out in 2022

As part of its pre-regulatory functions, the Commission conducted due diligence visits on some projects under development as seen in Table 2.

Table 2: Due-diligence visits carried out in 2022

SN	Project	Location	Date
1	Highway Development Management Initiative HDMI	South Africa	July 2022
2	Highway Development Management Initiative HDMI	Canada & Mexico	October, 2022
3	Highway Development Management Initiative HDMI	Portugal	October, 2022
4	Highway Development Management Initiative HDMI	Cameroun	October 2022
5	Study Tour- Airport Concession	Brazil & Turkiye	June 2022
6	Study Tour- Airport Concession	Saudi Arabia	August 2022
7	National Carrier- Ethiopia Air	Addis Ababa	September 2022
8	National Carrier- MRS & SAHCO	Lagos	September 2022
9	Study Tour- Airport Concession	Italy	October 2022
10	Kashimbilla hydropower	Austria, Vienna & Germany	November, 2022

**Table 3: Summary of Outline Business Case Compliance Certificates Granted in 2022**

No	MDA	Project	Date
1	Federal Ministry of Transportation / Nigeria Shippers Council (NSC)	Concession of Tincan Island Truck Transit Park, Lagos State	January 21, 2022
2	Nigeria Communications Commission	The procurement of Device Management Solutions (DMS) to combat counterfeit and sub-standard ICT devices in Nigeria.	February 8 2022
3	Federal Radio Corporation of Nigeria	Development of land in Owerri Imo State	February 14 2022
4	Federal Capital Territory (FCT)	On Street Park and Pay Services in the FCT	February 23, 2022
5	National Commission for Museums and Monuments	Development of Filling Station on Lease of Land at National Museum, Jos.	February 28, 2022
6	Federal Ministry of Aviation	Development of an Aerotropolis (Airport City)	March 1, 2022
7	Nigeria Police Force	Redevelopment of Police property in Guzape into Hotel Conference Centre and Residential area	March 16, 2022
8	Nigeria Police Force	Redevelopment of Senior Police Officers' quarters in Ikeja Lagos (Revalidation)	March 22, 2022
9	Federal Ministry of Health/UCH Ibadan	Proposed renovation and upgrading of School of Nursing students' hostel in the hospital	March 22, 2022
10	Nigeria Police Force	Concession of Nigerian Police Air Wing aircrafts and facilities	March 28, 2022
11	NNPC Medical Services Limited (NMSL)	The NNPC through its subsidiary seek to develop 5 Multi specialties hospitals in 5 locations, these locations are: Maiduguri, Port Harcourt, Lagos, Kaduna and Abuja. It also proposed the Establishment of Intravenous Fluid Plant in Kano through PPP methodology.	April 1, 2022
12	Federal Ministry of Health (Port Health)	Decontamination & Fumigation Project for vessels arriving all seaports in Nigeria (Lagos, Rivers, Delta, Calabar, etc)	April 12, 2022
13	Federal Ministry of Industry, Trade & Investment (FMITI)	Digital Industry Trade and Investment Platform (DITIP)	April 20, 2022
14	Federal Capital Territory (FCT)	Maximization of revenue from water bills in FCT	April 22, 2022
15	Nigeria Police Force	Redevelopment of the Nigerian Police Barracks at Falomo, Ikoyi and Ijeh in Obalende	April 28, 2022
16	Federal Ministry of Water Resources	136 MW Many Hydropower Generation Facility, Taraba State	May 6, 2022
17	Federal Ministry of Water Resources	182 MW Bawarku Hydropower Generation, Benue State	May 6, 2022
18	Federal Ministry of Education/ University of Uyo	Development of students' hostels at the various campuses of the University.	May 25, 2022
19	Federal Ministry of Aviation	Development of a 6 Cargo/Agro Airports in the Geo-Political zones	1st June, 2022
20	Federal Ministry of Health	Development of Oncology Centre of Excellence for Cancer Care in 8 Teaching Hospitals across the Geopolitical zones	July 21, 2022
21	NNPC Medical Services Limited (NMSL)	Proposed Kano Intravenous Fluid (IVF) Plant project.	July 21, 2022
22	NNPC Medical Services Limited (NMSL)	Proposed Multi-Specialist Hospitals (MSH) in Lagos.	July 21, 2022
23	NNPC Medical Services Limited (NMSL)	Proposed Multi-Specialist Hospitals (MSH) in Maiduguri.	July 21, 2022
24	Federal Housing Authority	Development of a 200-hectare land at Lugbe.	July 25, 2022
25	Federal Ministry of Agriculture and Rural Development	Development of the Tiga Fish Farm	August 1, 2022.
26	Federal Ministry of Water Resources	Development of the 40MW hydropower in Kaduna State. Itisi Hydropower	August 2, 2022.
27	Federal Ministry of Works and Housing	Design and Development of a Central Clearing House (CCH) Application System to Manage Road Tolling Platforms in the Country	August 15, 2022
28	Ministry of Power	Makurdi Hydropower Project	August 28, 2022

29	University College Hospital Ibadan/Federal Ministry of Health	Rehabilitation of Mortuary Facility in UCH	September 2, 2022
30	Federal Ministry of Power Federal Ministry of Water Resources Bureau of Public Enterprises	Development of Zungeru 700MW Hydro power project in Niger state	September 5, 2022
31	University of Benin	Development of Shopping Mall	September 16, 2022
32	Federal ministry of Education/Ahmadu Bello University Zaria	Development of Shopping Complex through a PPP arrangement	September 22, 2022
33	National Hajj Commission (NAHCON)	Commercial Development of Residential Houses in Lagos State	September 22, 2022
34	Federal Ministry of Finance Budget and National Planning	Integrated Secure Track and Trace Solution Designed to monitor goods and services subject to excise duties	September 26, 2022
35	National Commission for Museums and Monuments	Development of Infrastructure in National Museum, Enugu	October 11, 2022
36	Federal Ministry of Transportation	The Establishment of Public Mass Transport Services in the Federal Republic of Nigeria	October 6, 2022

**Table 4: Summary of Full Business Case Compliance Certificates Granted in 2022**

No	MDA	Project	Date
1	Ogun-Osun River Basin Development Authority	Redevelopment of K'Maroun Complex in Ijora Lagos State	January 12, 2022
2	Nigerian Maritime Administration & Safety Agency (NIMASA)	Offshore Waste Reception Facility (OWREF) Concession under a Design, Finance, Build, Operate, Maintain and Transfer (DFBOMT) under a PPP arrangement.	February 22, 2022
3	The Nigeria Police	Redevelopment of the Police DIG Quarters in Maitama	March 11, 2022
4	Federal Ministry of Transport/ Nigerian Railway Corporation	Secure Ticketing Solution for the Lagos – Ibadan Standard Train service.	April 12, 2022
5	Federal Ministry of Transport/ Nigerian Railway Corporation	Secure Ticketing Solution for the Warri – Itakpe Standard Train service	April 12, 2022
6	Federal Ministry of Transportation/ Nigerian Ports Authority	(Revalidated) The Development of Deep-Sea Port in Badagry, Lagos.	April 25, 2022
7	Federal Fire Service/Federal Ministry of Interior	Development of National Fire Data Repository Centre (NFDR) (Revalidation)	May 23, 2022
8	Federal Radio Corporation of Nigeria (FRCN)	Concession of Land in Ikeja Lagos (Revalidation) (Fishvalley LTD)	May 23, 2022
9	National Space Research & Development Agency (NASRDA)	Research and Development of Satellite Technology and Equipment for the Provision of cost-effective satellite broadband to rural Nigeria.	June 28, 2022
10	National Space Research & Development Agency (NASRDA)	Concession of Planetarium and Museum The project seeks to equip, operate and maintain the Planetarium and Museum at the Obasanjo Space Centre Abuja.	July 25, 2022
11	Nigeria Police Force	Development of Senior Police officers' quarters at Ikeja, Lagos through PPP arrangement	July 26, 2022
12	Federal Ministry of Aviation	Development of a Maintenance, Repairs and Overhaul (MRO) Facility	August 18, 2022
13	Federal Capital Territory (FCT)	Maximization of revenue from water bills in FCT	October 27, 2022
14	Federal Radio Corporation of Nigeria FRCN	FRCN Land Lease, Owerri, Imo State.	November 22, 2022
15	Federal Radio Corporation of Nigeria FRCN	Concession of Land in Ikeja Lagos (Revalidation) (Fishvalley LTD)	December 5, 2022 (Revalidation)
16	Nigeria Communications Commission	RAS-DSR (Revenue Assurance Solution-Digital Service Revenue	December 8, 2022
17	Federal Ministry of Transportation (Aviation)	Establishment of an Aviation Leasing Company (ALC)	December 15, 2022 (Revalidation)
18	Nigerian Maritime Administration & Safety Agency (NIMASA)	Western Offshore Waste Reception Facility (OWREF) Concession under a Design, Finance, Build, Operate, Maintain and Transfer (DFBOMT) under a PPP arrangement.	December 12, 2022 (Revalidation)
19	Nigerian Maritime Administration & Safety Agency (NIMASA)	Central Offshore Waste Reception Facility (OWREF) Concession under a Design, Finance, Build, Operate, Maintain and Transfer (DFBOMT) under a PPP arrangement.	December 12, 2022 (Revalidation)
20	Nigerian Maritime Administration & Safety Agency (NIMASA)	Eastern Offshore Waste Reception Facility (OWREF) Concession under a Design, Finance, Build, Operate, Maintain and Transfer (DFBOMT) under a PPP arrangement.	December 12, 2022 (Revalidation)
21	Nigerian Maritime Administration & Safety Agency (NIMASA)	The Operation of NIMASA Modular Floating Dry Dock	December 12, 2022 (Revalidation)

## 4.2 Post-Contract Activities – Projects Custody, Monitoring and Compliance

### 4.2.1 Post-Contract Regulatory Functions

In fulfillment of its post-contract mandate, the ICRC undertakes the following functions:

- Takes custody of every concession agreement and monitor compliance with the terms and conditions of such agreement;
- Ensures efficient execution of any concession agreement or contract entered into by the Federal Government of Nigeria (FGN);
- Develops guidelines and policy documents; and
- Maintains a database on concessions and other PPP contracts entered into by Government.

### 4.2.2 Post-Contract Key Activities in 2022

The ICRC carried out the following specific activities in 2022 amongst others:

- ICRC was a key member of the Port Contract Renewal Committee which was established to guide the renewal process of five port terminals comprising: Apapa Port Terminals C & D, Tincan Island Port Terminals A & C, and Warri New Port Terminal A at the expiration of their contract tenure. The terminal operators have indicated interest in renewing the leases. The Commission furnished the Committee with the necessary regulations as contained in the ICRC Act 2005, National Policy on Public-Private Partnership (N4P), and the ICRC Regulations 2014 to guide its activities. It has further reviewed the OBCs and financial model submitted by the Terminal Operators and has issued Compliance Certificates on them for onward submission to the Federal Executive Council (FEC) for approval.

- The Commission conducted inspection and compliance visits to the two Federal Medical Warehouses in Oshodi Lagos State and Jabi, Abuja. The representatives of the Commission engaged the contracting authority – Federal Ministry of Health - on the need to strengthen its supervisory responsibilities over the project to ensure that the Operator does not short change the Government. Some of the challenges identified regarding the operations of the warehouses were to be jointly



Joint Monitoring and Compliance visit to the Federal Medical Warehouses in Lagos & Abuja



addressed by both parties for more transparency. The Concessionaire was asked to provide the management account of the two warehouses showing the income and expenditures for the period of operations.

- The Commission had far-reaching discussions with the Nigerian Shippers Council (NSC) concerning the slow implementation of the Inland Container Depots (ICDs) contracts and the way forward to attracting investments that would fast-track their activities. NSC reported the lack of functional rail connectivity to the depots and the grant of legal status to the ICDs as major hindrances to the attraction of investment. Despite the challenges, Dala and Funtua ICDs have attained about 75% level of development and expected to be ready for commissioning before the end of the fiscal year 2022, while others, like the Plateau Inland Container Depot, are making steady progress.

- The Commission met with management of DICON/SUR Military Clothing concerning the execution of the PPP contract agreement. The Concessionaire assured the Commission that the construction work would be completed by the 1st quarter of 2023 and production should commence immediately. It however reported that the major challenge the contract is presently facing is the inability of DICON to secure an offtake agreement with the military and paramilitary agencies of the government. The Commission has waded into the matter and requested DICON to do the needful by honouring its offtake agreement in this regard, being that it is a prerequisite to the successful implementation of the contract, and would continue to monitor the situation.

- In continuation of its mediatory role in the Fibre Optic Telecommunication Infrastructure contract dispute between the Transmission

Commission of Nigeria and the Concessionaires, the Commission met with the concerned parties within the 2nd quarter, 2022 to continue its efforts to resolve pending disputes that have stalled the project's implementation. A major success recorded was the agreement by the disputed parties to withdraw all contract termination litigations and revert to the status quo. This has been achieved and the contracts



Stakeholders of Defence Industries Corporation of Nigeria (DICON) on a consultative visit to the Commission

have been reinstated and are currently being implemented.

- The Lekki Deep Sea Port project recorded a major milestone during the year with the issuance of the Completion of Construction Certificate to the Concessionaire in October 2022 by the EPC Contractor. Even as the port terminal prepares for eventual commissioning in January 2023 by President Mohammadu Buhari, GCFR, commercial operations have started in earnest as stipulated in the contract agreement.

- A total of Two Hundred and Eighty-Seven (287) agreements (MOUs, MOAs, Leases, etc) were received as of 31st December, 2022 following the Commission's issuance of regulatory notice to Federal MDAs to submit all PPP agreements "by whatever name called" to the Commission for review and regularization. A regularization process is being designed to enable the department fully integrate these agreements amongst those under the custody of the Commission.

#### 4.2.3 Mediation on Contract Disputes

- *Federal Airports Authority of Nigeria (FAAN)/ Maevis Limited*

The Commission made efforts to resolve the dispute involving FAAN and Maevis Nigeria Ltd on the concession for the Acquisition, Installation, Operation and Management of Airport Operations Management Systems (AOMS) in four (4) international airports in Nigeria (Lagos, Abuja, Kano and Port Harcourt). Meetings were held with the parties and other stakeholders towards an amicable resolution of the impasse and evidence of expenses made was requested from both parties. The Commission is still engaging the parties on an amicable settlement.

- *FCTA/NISA Premier Hospital Ltd*

The Commission intervened on the matter relating to the expiry of the Garki Hospital Contract which pitted the contracting authority FCTA against the Concessionaire NISA Premier Hospital Ltd. The Concessionaire had sought the renewal of the concession contract on new terms and conditions to be renegotiated by the parties. However, their request was turned down by the Minister of the FCT – the approving authority - who issued the directive that the Concessionaire should vacate the Hospital on

April 1st, 2022 and hand over the property to the FCT administration.

The Concessionaire then went to court and obtained an injunction restraining the FCTA from forcefully taking over the facility until parties are able to agree on the transition process to ensure jobs are not lost and the services in the hospital are not disrupted. The Concessionaire in September 2022 submitted a proposal to the FCT Health Secretariat on the smooth transmission of services and hand back of the hospital which would take about three years to accomplish. However, the FCT Health Secretariat was yet to respond to the proposal as at 31st December, 2022 and the parties remain in court to settle the dispute.

- *Kaduna Polytechnic/Mark Point Project Limited*

A dispute was reported regarding the concession contract for the renovation of the 18 Blocks Student Hostel of the Kaduna Polytechnic. The Contracting Authority – Kaduna Polytechnic – has alleged that out of the 18 blocks of Hostels slated for the renovation contract, four (4) Hostel blocks handed over to the Concessionaire – Mark Point Project Ltd - has not recorded significant progress two years later. It further alleged that the developer has deviated from the contractual agreement in its implementation of the scope of work and the Bill of Quantity (BoQ) and the project is currently stalled in view of the development. The Commission is currently providing regulatory guidance to the parties to reach an amicable settlement.

- *Federal Housing Authority/New FESTAC Properties Development Company Limited*

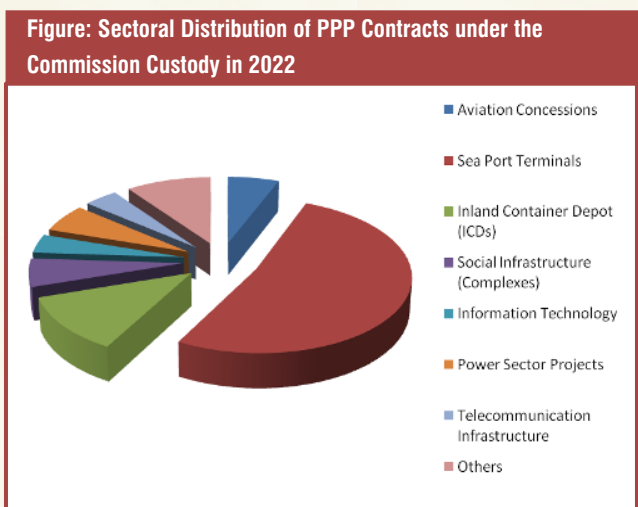
The Commission also met with the parties to the Reclamation and Infrastructural Development of FESTAC Phase II Housing Contract signed between

the Federal Housing Authority (FHA) and New FESTAC Properties Development Company Limited over the challenges affecting the implementation of the project. The FHA had offered 125 hectares of land for the implementation of the project against the 1,126 hectares stated in the contract, which the Concessionaire rejected completely and is insisting on the adherence to contract terms. The Commission is mediating the dispute toward achieving an amicable settlement.

#### 4.2.4 Contracts under the Commission's Custody

In the 2022 fiscal year, the Commission received five (5) new contracts which brought the total number of contracts under the Commission's custody to 83 (Eighty-Three). The details of the new contracts received are presented below:

- Concession contract for Nigeria e-Immigration Solution as part of the Nigerian e-Government Initiative signed between the Federal Ministry of Interior and Networks Solutions Ltd, Principal Contract signed on 12th December 2007 for a duration of 6 years. This was renewed on 7th March 2013 to commence from 12th December 2013, and later renewed again on 4th July 2019 and an addendum was signed on 22nd July 2019



**Table 5: Sectoral Distribution of PPP Contracts under the Commission Custody in 2022**

S/No	Sectors/Projects under Contracts	Number of Projects under Contracts	% Composition of PPPs by Sector
1	Sea Ports and Marine Services	26	33.76%
2	Agriculture Infrastructure Sector	19	23.37%
3	Inland Container Depot Infrastructure Sector	6	7.79%
4	Electricity Infrastructure Sector	6	7.79%
5	Aviation Infrastructure Sector	4	5.19%
6	Public Building Infrastructure Sector	2	4.16%
7	Telecommunications Infrastructure Sector	2	2.77%
8	Healthcare Infrastructure Sector	2	2.77%
9	Marine Security Infrastructure Sector	1	1.29%
10	District Infrastructure Sector	1	1.29%
11	Housing Development Infrastructure Sector	1	1.29%
12	Mining Infrastructure Sector	1	1.29%
13	Information Technology and Communication Infrastructure Sector	9	10.83%
14	Defence Infrastructure Sector	3	3.89%
	<b>TOTAL</b>	<b>83</b>	<b>100%</b>

- Concession contract for the Biometric Visa Enrolment, Secure Visa Printing, and Visa Verification Project signed between the Federal Ministry of Interior and Networks Solutions Ltd.
- Concession contract for the maintenance of the Visa Sorting Application Centre signed between the Federal Ministry of Interior and Networks Solutions Ltd.
- Concession contract for the Redevelopment of the Ogun-Osun River Basin Development Authority

Complex (K'Maroun), Ijora Lagos between the Ogun Osun River Basin Development Authority and Messrs. Asiko GT Property Company Ltd with an estimated value of N890,800,000.

- Lease Agreement between the Federal Ministry of Agriculture and Rural Development and Alfin Fisheries Limited for the Finance, rehabilitation, and Operation of the Federal Coastal Fishery Terminal, Ebughu, Akwa Ibom State signed Federal Ministry of Agriculture and Rural Development and Alfin Fisheries Limited for 11 years with 1 year moratorium period for the rehabilitation works. The contract was executed on 29th April, 2022.

#### 4.2.5 Special Report on the Lekki Deep Sea Port

The promoters of the Lekki Deep Sea Port project recorded a major milestone in the 2022 fiscal year with its completion in the 3rd quarter and subsequent issuance of the construction completion certificate to the Concessionaire in a ceremony that took place in October, 2022. The US\$1.5 billion PPP Deep Seaport located at Ibeju, Lekki will be commissioned by President Muhammadu Buhari, GCFR in January, 2023.

The Seaport is well equipped with 13 quays of shore cranes with a capacity to handle about 2.5 million TEUs. The terminal has a 1.2-kilometer quayside with 16 meters depth at berth. It hosts three terminals: a Container terminal, a Liquid Bulk Terminal and a Dry Bulk Terminal with expected revenue of US\$201 billion from duties, royalties and taxes. The port is also expected to have a positive impact of about US\$158 billion on direct and indirect businesses, as well as bring in major investment and business in the maritime sector and the economy at large. Aside from the expectation of revenue generation to the government, it is poised to generate thousands of employment opportunities for Nigerians either directly or indirectly and will further lead to the decongestion of the Apapa and Tincan Island port complexes.

In addition to the benefits already mentioned, the port is expected to bring in a capital injection of about US\$361 billion to the economy. This will encourage economies of scale thereby bringing in more efficiency in port operations and reduction in the cost of doing business by port users. Already port users in neighbouring countries are indicating interest to bring in their cargo through Lekki Deep Sea Port as the first deep-sea port in the west African sub-region.



Construction Completion Ceremony of Lekki Deep Sea Port Project, Lagos – October, 2022

#### 4.2.6 Policy and Regulation Activities

The Infrastructure Concession Regulatory Commission (ICRC) issued a Regulatory Notice published in the Nation Newspaper on 16th March 2021 and ThisDay Newspaper on 17th March 2021. The aim of the notice is to forestall the disturbing trends and practices by some Federal Ministries, Department and Agencies (MDAs) that contravene ICRC (Establishment) Act 2005. It also aims at stopping MDAs from initiating and concluding PPP arrangements without recourse to the ICRC Act 2005 and the National Policy on Public Private Partnerships (N4P).

Below are the updates on the regulatory notice issued:

- Total letters sent out – 494 letters
- Acknowledgement received from courier – 429 received back
- Response Received from letters sent out – 42
- Total MDAs with submitted Agreements – 18 MDAs
- Number of MDA who responded stating “No PPP” contract – 24 MDAs
- Total Agreements received for regularisation – 287 Agreements.

#### 4.3 PPP Capacity Building Activities

During the year under review, the Nigerian Institute of Infrastructure and Public Private Partnership (NII3P) engaged in series of capacity building activities within and outside the country. This is a testament to the Commission's continuous effort to strengthen the capacity of PPP practitioners both within and outside the Commission in the bid to raise a crop of PPP professionals in the public and private sectors. These included, but are not limited to,

activities leading to the successful implementation of scheduled 2022 Training programme, the CP3P (Certified PPP Practitioner) programme of the APMG, continuation of the MBA programme in PPP and sensitization workshops on PPP for some of the MDAs

##### 4.3.1 MBA in PPP Programme

The NII3P in collaboration with Malaysia University of Science and Technology, commenced the Master of Business Administration in PPP. The class currently has 24 Students enrolled.

##### 4.3.2 CP3P APMG Certificate Courses

The Institute facilitated the CP3P Foundation and Preparation Courses for the MBA class. The opportunity was extended to ICRC staff and some interested MDAs. Overall, 34 people participated in the training programme that will certify them as PPP professionals on the successful completion of the Foundation, Preparation and Execution Courses.

##### 4.3.3 Scheduled 2022 Training Programmes

In keeping with the 2022 Training Calendar, the NII3P undertook the following training programmes in Table 6 below inside the country and an International PPP Masterclass on Financial Modeling and Risk Management in Accra, Ghana from 5th to 9th December, 2022.

#### 4.4 Sustaining PPP Advocacy and Stakeholders' Engagements

Regular engagement of PPP stakeholders features as one of the key functions of the ICRC, in its role as the driver of the PPP programme. Its successes can be attributed to the years of sustained advocacy

**Table 6: 2022 PPP Capacity Building Programmes for ICRC and MDAs**

S/N	Activity	MDA	Date	Mode of Delivery	No of Participants
1	Basic PPP	Federal Ministry of Environment (Junior Staff)	20 <sup>th</sup> – 22 <sup>nd</sup> Apr	Physical (Abuja)	18
2	Basic PPP	Federal Ministry of Environment (Senior Staff)	27 <sup>th</sup> -29 <sup>th</sup> Apr	Physical (Abuja)	19
3	Basic PPP	Federal Ministry of Aviation	16 <sup>th</sup> – 19 <sup>th</sup> May	Physical (Outside Abuja)	18
4	Basic PPP	Ministry of Interior, Defence, Nigeria Shippers Council, State House	30 <sup>th</sup> May- 1 <sup>st</sup> June	Physical (Outside Abuja)	18
5	Special Transaction Advisory Course	Nigeria Ports Authority	27 <sup>th</sup> -30 <sup>th</sup> June	Physical (Abuja)	8
6	Basic PPP	ICRC Corps members, NDPHC, DMO, Nigeria Shippers Council	6 <sup>th</sup> -8 <sup>th</sup> Jul	Physical (Abuja)	35
7	Intermediate PPP	State House and Ministry of Interior	15 <sup>th</sup> – 18 <sup>th</sup> Aug	Physical (Outside Abuja)	5
8	Special Blended PPP Course	Nigeria Communications Commission	22 <sup>nd</sup> - 26 <sup>th</sup> Aug	Physical (Outside Abuja)	13
9	Basic PPP	FGN PPP MDAs for National Development Plan	29 <sup>th</sup> -31 <sup>st</sup> Aug	Physical (Abuja)	80
10	Basic PPP	Federal Ministry of Environment	27 <sup>th</sup> -29 <sup>th</sup> September	Physical (Abuja)	42
11	Special PPP Training	USAID	30 <sup>th</sup> Sept	Physical (Abuja)	2
12	Basic PPP	Federal Airports Authority of Nigeria	27 <sup>th</sup> -28 <sup>th</sup> Oct	Online	80
13	Intermediate Training	NDPHC, Nigeria Shippers Council, DMO, Bank of Agriculture	31 <sup>st</sup> Oct-3 <sup>rd</sup> Nov	Physical (Outside Abuja)	8
14	Basic PPP	NIMET, Ministry of Interior, Consumer Code of Conduct Bureau	9 <sup>th</sup> – 11 <sup>th</sup> Nov	Physical (Abuja)	18
15	Special Financial Modelling Class	Nigeria Ports Authority	14 <sup>th</sup> – 17 <sup>th</sup> Nov	Physical (Outside Abuja)	16
16	Special Financial Modelling & Risk Management Class	NIMET, State House, Federal Ministry of Environment	5 <sup>th</sup> - 9 <sup>th</sup> Dec	Accra, Ghana	14

towards enhancing the framework, creating a policy responsive environment, strengthening alliances and partnerships that help address gaps in resources and policies, providing access to PPP experts and knowledge, and producing opportunities for cooperation and skills/experiences sharing. Various platforms are used for this unique purpose, including the PPP Unit Consultative Forum, the Nigerian Public Private Partnership Network, and most recently the Nigerian Institute of Infrastructure and Public Private Partnership (NII3P), which is also known as the PPP Academy.

#### 4.4.1 PPP Unit Consultative Forum (3PUCF)

The quarterly 3PUCF meetings continued to record successes through physical meetings in 2022. The Commission is the secretariat of the Forum, which serves as a knowledge and experience-sharing platform for Heads of PPP Units in the Federal MDAs, and has since its inauguration on December 5, 2013 been chaired by the Office of the Head of Civil Service of the Federation with Federal Ministry of Finance, Budget and National Planning as Co-Chair.

PICTURES FROM VARIOUS CAPACITY BUILDING PROGRAMMES



**PICTURES FROM VARIOUS CAPACITY BUILDING PROGRAMMES**



**4.4.2 Nigeria Public Private Partnership Network (NPPPN)**

The collaboration between ICRC and the Nigeria Governors Forum which birthed the NPPPN was designed to incorporate the States of the Federation into the PPP space. The success of this network has seen the increase in the enactment of PPP Laws in the States, including corporate structures. So far, a total of 24 States & the FCT have enacted PPP Laws, namely; Abia, Adamawa, Bauchi, Bayelsa, Cross River, Delta, Ebonyi, Edo, Ekiti and Gombe States. Other States are Imo, Kaduna, Katsina, Kogi, Kwara, Lagos, Nasarawa, Niger, Ogun, Ondo, Oyo, Plateau, Rivers, Sokoto and FCT.

In 2022, the meetings were held virtually and physically as seen in Table 7:

**4.4.3 Engagement with Federal Ministry of Finance, Budget and National Planning 2021 National Infrastructure Report Review**

The National Infrastructure Report Review tracks the trends in infrastructure development the preceding year at both national and sub-national levels, with the aim to guide policy decisions on infrastructure investment nationwide and provide useful information to guide foreign investment in infrastructure. The 2021 review workshop, held from 15th to 19th August, 2022, afforded the MDAs the opportunity to validate the data and information that was collected during the field exercise carried out by officers of the Federal Ministry of Finance Budget and National Planning.

The Commission usually plays a vital role in the event by way of reviewing and validating all PPP projects submitted by MDAs to ascertain



Table 7: Schedule of the 2022 PPP Units Consultative Forum (3PUCF) meetings		
Quarter / Date	MDA (Host)	Activities
Q1 Thursday, 17 <sup>th</sup> March 2022	NIMASA – Nigerian Maritime Administration and Safety Agency	<ol style="list-style-type: none"> <li>1. Reinforcement of Planning Officer – Dr. Marcus Ogunbiyi, Permanent Secretary Career Management Office, OHCSF</li> <li>2. Presentation on Special PPP Projects - (NIMASA)</li> <li>3. Nigeria Infrastructure for PPP Training Programmes – Dr. Amanze Okere, Head Special Project, ICRC</li> </ol>
Q2 Thursday, 2 <sup>nd</sup> June 2022	NPA – Nigeria Ports Authority	<ol style="list-style-type: none"> <li>1. Risk Management Initiatives - MD, Conrad Clark</li> <li>2. Experience Sharing Session by Retired PPP Unit Head – Dr. O. Olowu</li> <li>3. Presentation on Special PPP Projects - (NPA)</li> </ol>
Q3 Thursday, 1 <sup>st</sup> September 2022	NSC – Nigerian Shippers Council	<ol style="list-style-type: none"> <li>1. Lekki Deep Sea Port Project – MD Lekki Port LFTZ Enterprises</li> <li>2. The Importance of Transaction Advisors, Roles of PDT &amp; PSC in a PPP Project – Dr. Amanze Okere</li> <li>3. Presentation on Special PPP Projects - (NPA)</li> </ol>
Q4 Thursday, 1 <sup>st</sup> December 2022	NCC – Nigeria Communications Commission	<ol style="list-style-type: none"> <li>1. Presentation on Special PPP Projects - (NCC)</li> <li>2. Case Studies on Unsolicited Proposals in PPP</li> <li>3. Assessing Project Viability through Financial Model</li> </ol>



1st Quarter 2022 3PUCF Meeting at Chelsea Hotel, Abuja on 17th March, 2022



2nd Quarter 2022 3PUCF Meeting at Stonehedge Hotel Abuja on 2nd June, 2022



3rd Quarter 3PUCF hosted by the Shippers' Council in Abuja on 1st September 2022



4th Quarter 3PUCF meeting hosted by Nigerian Communications Commission held in Abuja on 1st December 2022

Table 8: Schedule of the 2022 Nigeria PPP Network (NPPN) Meetings

Session / Date	Host	Activities
First April 26, 2022	<b>ICRC - Virtual</b>	<ol style="list-style-type: none"> <li>1. Presentation on Responsibilities &amp; Achievements of the ICRC in the Health Sector - Ogunsola Olusola, Head Social Infrastructure - ICRC</li> <li>2. Presentation on PPP in the Health Sector in Kaduna State - Amina Baloni - Commissioner for Health, Kaduna State</li> <li>3. Experience Sharing on the Existing PPP with PMG – MAN Mohammed Gana, Commissioner for Health, Yobe State</li> <li>4. Presentation on the functions and scope of responsibilities of the African Resource Centre (ARC) - Azuka Okeke, CEO ARC</li> <li>5. Presentation on the Functions and Scope of Responsibilities of the PMG-MAN - Mr. Frank Muonemeh, ED PMG-MAN</li> </ol>
Second July 4th – 5th, 2022	ICRC / Africa PPP Network (A3PN) - Physical	<ol style="list-style-type: none"> <li>1. ICRC &amp; NGF adopted the AP3N (Africa PPP Network) Summit hosted by ICRC as Q2 2022 meeting. The theme for the event was: "Financing Africa's Infrastructure through Public Private Partnership"</li> </ol>

completeness and correctness. It also uses the event as a platform for knowledge sharing and sensitization on the Nigerian PPP programme. For the 2022 event, the Commission made a technical presentation on “Basic Introduction and Overview of PPPs in Nigeria” at a special session organized for the subnational representatives.

*Inter-Ministerial Technical Committee on Costed Capital Programmes and Projects admitted into the NDP 2021 -2025*

Another key engagement with the Ministry is within the Commission's role as a member of the Inter-Ministerial Technical Committee (IMTC) on identification of suitable programmes and projects for PPP from the costed capital programmes and projects of MDAs admitted into the National Development Plan (NDP) 2021-2025. The Plan's strategy is to stimulate and inject private sector investments into the economy to the tune of N298.3 trillion (85.7 per cent) out of a total capital investment of N348.1 trillion. The Committee was constituted to screen the 19,156 costed capital programmes and projects from Federal MDAs and determine those that will be better served as PPPs.

The specific terms of reference outlined for the Committee are as follows:

- Identify the Federal MDAs with programmes and projects admitted into NDP 2021 – 2025, that could serve as low hanging fruits for PPP funding;
- Adopt a standard screening and selection procedure (projects specifications, feasibility, viability and cost estimates) using the World Bank software;
- Identify the nature and type of investment packaging for each project (i.e. probable suitable PPP methods);
- Produce a Compendium of the identified

Projects from the Costed Capital Programmes and Projects of Federal MDAs and ensure they align with the Revised National Integrated Infrastructure Master Plan (NIIMP).

The Committee engaged the MDAS in late November 2022 and identified about 113 projects it considered suitable as PPPs which have been captured in the report it prepared after the exercise.

*The National Council on Infrastructure /Technical Working Group*

The ICRC is a member of the National Council on Infrastructure which provides policy direction on infrastructure matters and drives the creation and sustenance of the expected synergy and linkages between the public and the private sector, to enhance the implementation of the Infrastructure Master Plan. The NCI is chaired by the Office of the Vice-President. By implication the Commission also serves in the Technical Working Group which guides and advises the Council on all infrastructure related matters. Both the NCI and TWG were inaugurated in 2022. The Commission has been providing institutional support to the Ministry towards the establishment of a framework to carry out the activities of the TWG.

**4.4.4 Engagement with Financial Services Strategy (FSS2020)**

*Financial Services Strategy (FSS2020) Pension Sector Committee*

The Committee is a broad-based workshop and stakeholder collaboration to achieve the objectives of identification of impediments against the deployment of pension funds for infrastructure

development, review policy guideline where appropriate in line with global best practice to support infrastructure investment; and identify investment options for infrastructure investment, advocacy and sensitization. The Committee had held series of advocacy engagements over the past six years as it strives to influence policy on leveraging pension fund running into trillions of Naira for critical infrastructure development.

The Commission co-chaired the Policy Review Sub-Committee which was one of the five committees established to serve as input to the main Committee. The sub-committee was mandated to examine challenges faced by the operators and other stakeholders and suggest regulations for PFAs, as well as review existing policies and propose new guidelines with a view to enhance investment of pension assets in infrastructure. The report of the sub-committee's work was taken along with the other four sub-committees and presented at a Validation Workshop on Infrastructure Finance Leveraging Pension Funds held in Lagos on December 07, 2022. The report looked at existing policies as regards safety of and returns on investment and suggested that efforts should be directed towards robust implementation of the existing laws.

The validation workshop ended with stakeholders' recommendation for the government to create a pipeline of brownfield projects/assets that meet the investment requirements of Pension Fund Administrators (PFAs), as an effective approach for channeling pension fund contributions into large scale infrastructure projects. It further asked the FGn to take a cue from the Singapore's mandatory savings model and Chile infrastructure bond approach, and credit enhance infrastructure bonds –

directly linked to bankable infrastructure assets - that PFAs will subscribe to, in line with the PenCom Act. It prescribed steps that the government could take in this regard, such as:

- Work with local and international financial institutions to credit enhance projects to attain Investment Grade status thereby unlocking funds for infrastructure development;
- Institutionalise the National Credit Enhancement Framework to include VGF Scheme, Minimum Revenue Guarantees, Termination Guarantees, and other incentives;
- Establish and capitalise a Project Preparation Facility with Seed Funds and ensure MDBs, DFIs and other financial Institutions are part of the facility; and
- Work with MDBs, DFIs, ECAs to issue credit enhancement instruments.

*The FSS2020 Securitisation /Asset-Backed Securities (ABS) Transactions Originators Forum*

In its keenness to look for financing options for PPP projects, ICRC welcomed and participated in the ABS forum held in Lagos from July 14 -15, 2022. The forum proffered securitization as an innovative solution for financing key infrastructure projects long ignored by the government, being that the traditional loan financing, budgetary allocations, and issuance of debt instruments all fall short, given its fiscal realities. The forum recommended that to develop a resilient and attractive securitization market, Nigeria will need to proactively establish basic legal and regulatory building blocks for securitization. In this regard, the appropriate tax treatment must be applied such that a securitized structure does not prove more expensive than traditional borrowing. Secondly, proper and applicable accounting treatment must be accorded the utmost importance.



Pictures from the AP3N Investment Summit 2022

#### 4.4.5 African PPP Network Investment Summit

The ICRC in collaboration with the African PPP Network (AP3N) organized an investment summit from 4th to 5th July, 2022, with the theme 'Financing Africa's Infrastructure through Public Private Partnerships' at the Congress Hall, Transcorp Hilton, Abuja. The event attracted stakeholders from various critical infrastructure sectors who shared experiences with investors, local and foreign public entities, as well as other stakeholders. Over 370 guests were in attendance, with the Secretary General of the Federation (SGF), Boss Mustapha as Special Guest of Honour. Other notable attendees include the MD Nigerian Ports Authority (NPA) Mohammed Bello-Koko, MD Federal Airports Authority of Nigeria (FAAN) Rabiu Yadudu, DG Nigerian Inland Waterway Authority (DG NIWA) George Moghalu and ex-Chairman of Nigerian

Electricity Regulatory Commission (NERC), Sam Amadi, who shared their experiences working on various infrastructure projects that cut across power and transport.

The AP3N is a network of PPP Units and practitioners across the continent, established out of a greater realization and consensus of the need for collaboration between Africa PPP units, for the achievement of Africa's infrastructure development. The network since its establishment has remained a critical platform for African public sector institutions and agencies to assess the policies and programmes for bridging the infrastructure gaps that exist in African economies.

#### 4.5 Expanding the Network of Institutional and Development Partners

#### 4.5.1 Economic Community of West African States (ECOWAS)

ECOWAS prioritizes infrastructure development to serve as the main catalyst for the achievement of its Regional Integration Agenda, which focuses on improving the level and quality of economic and social infrastructure services across the region. Public Private Partnership (PPP) is one of the arrangements the regional body envisages using to achieve its vision.

During the review year, two ICRC staff joined about 40 officials from PPP agencies, sector ministries and ECOWAS institutions to undertake the APMG Certified PPP Practitioner (CP3P) Course under the sponsorship of ECOWAS in collaboration with the World Bank's Infrastructure Finance, Public Private Partnerships and Guarantees Department. The training, which is towards the implementation of its regional PPP training and capacity building programme, led to the issuance of the APMG Certified PPP Professional certificates that are received for three levels - Foundation, Preparation and Execution. About the same number of officials underwent the training in 2021, in what is considered a significant step in creating a crop of PPP professionals that will support ECOWAS determination to encourage private participation in the delivery of regional projects.

The ECOWAS Commission, with the approval of Member States, developed a new ECOWAS Regional Infrastructure Development Master Plan for the period 2020-2045 which envisions a long-term prospect for regional infrastructure across the energy, transport, telecommunications, and water resources sectors. The realisation of this Master Plan requires about US\$122.5 billion, of which about US\$57 billion is expected to be financed by private

investments. The Commission, in collaboration with Member States and with support from the World Bank, has prepared a harmonized Regional Policy and Related Guidelines to govern regional PPP Projects and put in place a well-defined legal and regulatory framework that will attract private investment in the delivery of infrastructure in the ECOWAS region. As part of the process for the finalization of the document, and in accordance with the procedures of ECOWAS, Nigeria, represented by the ICRC, participated in the Committee of Experts Validation Workshops on the Draft Final report submitted by the Consultants, organized by the ECOWAS Commission in Accra in 2021 and Senegal in 2022.

#### 4.6 Support Services for Organisational Developments

##### 4.6.1 Staff Career Growth /Rewarding Excellence and Teamwork

Hard work, collaboration, and commitment among the workforce were crucial in securing stability and achieving success for the Commission during the year. In the same vein the ICRC continued to focus on providing its support to nurture and protect its most important resource — its people. Its priority in this regard is to create a smarter, and more capable workforce through initiation and implementation of policies and practices that focus on recruitment, training, staff development, staff discipline, performance management, among others, with the aim of building a team of proficient staff that would add value to the Commission. The focus is to achieve superior performance through the optimal utilization of existing talented human resources as a strategic advantage.

For the year under review, 15 employees were

promoted through a selection process based on the ICRC scheme of service approved criteria for staff career advancement, which included job performance evaluation and written/oral examinations. In conducting the promotion exercise, the Commission strictly observed the principles of merit.

#### 4.6.2 Sustaining Human Resources and Capacity

The ICRC continued to hone the abilities and skills of its staff by providing opportunities for their participation in various on/off site local and international knowledge sessions throughout the course of the year. Table below shows the schedule of training courses/workshops in collaboration with

public and private stakeholder partners /organisations.

#### 4.6.3 Information and Communications

The Commission recognizes the importance of effective communication with its internal and external stakeholders. Within the 2022 period, there was increased visibility of the Commission through: effective and proactive media engagement resulting in regular positive media coverage of its activities; continuous update of a content rich, attractive and user-friendly website; constant engagement of stakeholders on its social media platforms and handles; and publication of its Annual Report and Audited Accounts, quarterly bulletins, event brochures and other informational materials.

**Table 9: 2022 Staff Professionalisation/ Development Training**

S/No	Title of Course	Training Provider	Location	Number of Participants	Date
1.	Retreat for NASENI Board Members	NASENI-SEDI-ICRC	Institute for Training and Human Capital Development, Zuma Rock Resort, Abuja	1	28 <sup>th</sup> March – 1 <sup>st</sup> April, 2022
2.	Administrative Measures for Controlling Workplace Corruption	ICPC	Online	3	24-26 May, 2022
3.	Basic PPP Training for new staff of ICRC and Youth Corps Members	ICRC	ICRC Boardroom	16	18-20 July, 2022
4.	Addressing Illicit Financial Flows and Money Laundering	ICPC	Online	3	29-31 August, 2022
5.	Postgraduate Free Class Training	Master Nile University	Nile University Hall	10	23 <sup>rd</sup> September, 2022
6.	African Infrastructure Fellowship Programme		France	1	20 November, 2022

# Some Activities of the Commission in Pictures



Courtesy visit of ICRC to FAAN and the concessionaire of the car park of Lagos International Airport on 17th January, 2022



Director in DG's Office Mr. Mohammed Bamalli led delegation to University of Port Harcourt on a project site visit and Inauguration of PSC and PDT on 27th January, 2022

ICRC Meeting with Port Terminal Concessionaires on 10th February 2022 in Abuja



Delegation led by Executive of Nigerian Shippers' Council on a Courtesy Visit to ICRC on 25th March, 2022





Courtesy Visit of National Space Research & Development Agency (NASRDA) to ICRC on 6th April, 2022



Courtesy visit by a delegation from NNPC Medical Services Ltd (NMSL) on 25th May, 2022



Visit of the 3PUCF members to see progress of work at Lekki Deep Seaport, Lagos



Inauguration of PSC and PDT at Federal University of Petroleum Resources, Effurun Delta state for the Food Court Project on 22nd April, 2022



Courtesy visit by Management of Media Trust Ltd

# SECTION 5: CHALLENGES AND CONSTRAINTS

## 5.2 Funding

Funding remains a major constraint for the Commission in discharging its operations and activities within the review period. Prominent among these included funding to support MDAs in PPP project development; monitor the efficient execution of contracts; and finalise the preparation of PPP guidelines, manuals and primers intended to guide MDAs on the PPP Process.

## 5.3 Project Development Fund

An inherent challenge experienced by MDAs is inadequate funding to develop bankable PPP projects. This includes money to contract transaction advisors who will undertake project and transaction structuring and implementation up to the signing of the contractual arrangements with private investor(s). Moreover, the yearly budget allocation does not make provision for the bulk money needed for costly feasibility tests.

The Commission has advocated for the creation of a project development facility as done in other PPP climes to finance the recruitment of qualified and experienced advisors to support preparation and procurement of new projects, including upstream investment appraisal, value for money assessments and other feasibility and safeguard studies.

## 5.4 Regulatory & Institutional Environment

A Bill to address the identified gaps in the existing

law had been pending before the National Assembly. The proposed amendment seeks to rename the Commission as Public Private Partnership Regulatory Commission and expand its powers to:

- Impose appropriate sanctions to ensure compliance with the provisions of the Act and regulations thereof;
- Establish a process for direct invitation and direct appointment for protection of national interest and national security;
- Setting up a PPP Approval Committee

The Bill was passed by the Senate and has currently scaled through the second reading at the House of Representatives.

## 5.5 Long Term Finance for Infrastructure Development

Limited access to long-term finance has remained a major challenge to sustainable infrastructure delivery in Nigeria. PPPs in Nigeria face major challenges such as non-availability of long-term financing with attractive interest rates for the investment opportunities in the sector, as well as global credit and financial crisis limiting foreign private investment. Also, the Nigerian capital markets have limited capacity to supply long-term debt capital in the form of infrastructure bond, which is critical for the financing of infrastructure projects with long-term assets, whose costs may take 10 to 30 years to recoup.

# SECTION 6:

## 2023 OUTLOOK

### 6.1 Key Projections for 2023

- The Commission approaches 2023 with a defined target on the particular sectors to focus on and the collaborations that it will be pursuing to strengthen the gains made in 2022. The Commission will continue to seek more actions to make it more responsive to the needs of the implementing MDAs, as well as increase its relevance in the bigger economic blueprint of the country.
- For 2023, the Commission plans to progress to implementation those projects in the pipeline currently under development and procurement phases that will address the socio-economic needs of the Nigerian people. These include the traditional sectors of transportation, roads, power, health and educational facilities, and the emerging sectors, namely: renewable energy, information and communications technology, agriculture and food security, and tourism. The aim is to create a diverse and attractive portfolio of PPP projects for investors.
- The Commission plans to consolidate on public and private sector practitioners' knowledge and capacity by organizing more advanced PPP training programmes through its PPP Academy – Nigerian Institute of Infrastructure and PPP (NII3P). The Academy conducted several on/off line capacity training programmes during the 2022 review period.
- The Commission will make more concerted efforts to promote the Special Concession Account (SCA) and ensure its purpose as a revenue mechanism of the Federal Government for PPPs is achieved. Issues of accountability, monitoring of accrued revenue, and ICRC sustainability are in the front-burner in this case.
- The passage of the amended ICRC Act as encapsulated in the proposed PPP Commission Bill is still one of the most urgent policy reforms that the Commission will push in 2023. The Bill will institutionalize the best practices and lessons learned that it has accumulated and implemented in the past years to secure the sustainability of the Nigerian PPP programme.
- To foster a competitive and transparent PPP environment, the ICRC will continue to introduce policy enhancements and updated regulations aimed at guiding stakeholders and making the PPP process more efficient and robust.
- As the central coordinating and monitoring agency for PPPs, the ICRC is committed to ensuring that the Nigerian PPP environment is attractive to international and local investors. It will ensure that the national and sub-national governments are capable and ready to implement an increasing number of PPP projects—in partnership with the private sector and other PPP stakeholders.
- Project development and monitoring assistance is a continuous priority for ICRC as it is desirous of establishing a project fund for this purpose that will be judiciously managed to attain its objectives of funding high-quality feasibility studies for projects with PPP potential. Parallel to this effort, the Commission will continue to monitor the progress of projects which have been awarded or completed. This is to ensure that contractual obligations are being met, and to work with these parties in resolving issues that may arise.
- Close coordination with development partners will be undertaken to ensure that the Commission is adequately equipped to respond to the needs of its stakeholders. Accomplishing this requires having a competent and highly capable workforce. Hence, it will continue to build up its human resources and staff capabilities in the form of training programmes and new learning, among others.

## SECTION 7:

# CONCLUSION

The ICRC will play a significant role in the incoming administration's expected commitment to address the infrastructure needs of the country and to deliver quality and affordable infrastructure to its teeming population through effective PPPs. With this in mind, the ICRC shall now prioritize its energies and resources to better adapt to the changing landscape – with significant refinements to how it delivers its mandate. We see 2023 and beyond as an era of opportunities for the Commission and the national PPP programme to significantly contribute to the agenda of the government through the development and execution of high-priority green and brownfield infrastructure projects.

The following highlights a few selected projects from the transport and education sectors considered, by the ICRC, as likely low hanging fruits for the new administration, which could be delivered through PPP:

### **The Mass Transit Bus Scheme**

In light of the high transportation cost, the delivery of the mass transit bus scheme within the FCT metropolis through the PPP becomes essential. The PPP mode of delivery will ensure that the private sector takes the risk of financing and operating the buses while the average Nigerian and public servant benefits from the services.

### **Light Rail/BRT**

The Light Rail and Rapid Bus Transport Scheme can

be utilized through a PPP model for mass movement of passengers and freight services by the Federal Ministry of Transport and other Agencies of Government to address the hardship currently being experienced by commuters.

### **Second Phase of the Highway Development Maintenance Initiative (HDMI)**

Following the great achievements already recorded with respect to the first phase of the HDMI, the Commission supports the immediate kickstart of the second phase of the programme.

### **Student Hostel Accommodation**

In view of the deficit in hostel accommodation in Nigerian universities and polytechnics, the demand for hostel accommodation by students has continued to grow exponentially. On the other hand, Government's funding allocation to meet this demand has steadily decreased. PPPs can be deployed to meet this demand and bridge the gap.

### **E-Learning Platform**

The e-learning platform is a useful way of ensuring that government achieves smooth implementation of the planned strategic growth in the educational system. PPPs will ensure the provision of needed infrastructural platform to enhance e-learning in the education sector and address the lapse inherent in the current system.

# SECTION 8: FINANCIAL SUMMARY

## 8.1 Finance and Accounts

During the year ended 31<sup>st</sup> December 2022, the Commission received the sum of N161,414,421.63 representing 92% of the total overhead expenditure

budget. In addition, the sum of N129,859,676.50 representing 50% of the total capital expenditure budget for year was released. The Audited Accounts is attached as a separate report in this section.



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THE PRESIDENCY

INFRASTRUCTURE CONCESSION REGULATORY COMMISSION  
ABUJA

# FINANCIAL STATEMENTS

FOR THE  
YEAR ENDED  
DECEMBER 31, 2022



**Auditors**

Adenusi & Company  
(Chartered Accountants),  
2nd Floor, Wing B City Plaza,  
7, Rubuku Close, Off Nkwere Street,  
Off Ahmadu Bello Way, Garki - Abuja

# Management & Professional Advisers

## Governing Board

The Board of the Commission was dissolved in July, 2015. The board is yet to be reconstituted. The Commission is currently being supervised by the Office of the Secretary to the Government of the Federation in line with the established practice in the Federal Public Services,

## Executive Management Team

Mr. J. A. Michael Ohiani	-	Director General/Director, PPP Resource Department (P3RD)
Mr. Mohammed A Bamalli	-	Director, Director General's Office
Dr. Emmanuel Onwodi	-	Director, Transport Infrastructure Department (TID)
Mr. Dada Hammed Togunde	-	Director, Internal Audit Department (IAD)
Dr. Jobson Oseodion Ewalefoh	-	Director, Contract Compliance Department (CCD)
Dr. Evelyn Alaye-Ogan	-	Director, Support Services Department (SSD)
Mr. Odili Onu	-	Director, Revenue Investment & Project Finance Dept (RIPFD)
Dr. Felix Ogbera	-	Director, Planning & Research Department (PRD)

## General Management Team

Mr. J. A. Michael Ohiani	-	Director General/Director, PPP Resource Department (P3RD)
Mr. Mohammed A Bamalli	-	Director, Director General's Office
Dr. Emmanuel Onwodi	-	Director, Transport Infrastructure Department (TID)
Mr. Dada Hammed Togunde	-	Director, Internal Audit Department (IAD)
Dr. Jobson Oseodion Ewalefoh	-	Director, Contract Compliance Department (CCD)
Dr. Evelyn Alaye-Ogan	-	Director, Support Services Department (SSD)
Mr. Odili Onu	-	Director, Revenue Investment & Project Finance Dept (RIPFD)
Dr. Felix Ogbera	-	Director, Planning & Research Department (PRD)
Mr. Ahmed Abdulrazaq	-	Deputy Director/Head, Monitoring & Compliance CCD
Mr. Shehu S. Danmusa	-	Deputy Director, P3RD
Mrs. Linda Amego	-	Deputy Director/Head, Legal & Governance, DG's Office
Mrs. Deborah Okafor	-	Deputy Director/Head, Planning & Research Department
Mr. Olusola Ogunsola	-	Deputy Director/Head, Social Infrastructure Unit P3RD
Engr. Muktar Usman	-	Deputy Director/Revenue, Investment & Project Finance Dept. RIPFD
Dr. Amanze Okere	-	Deputy Director/Coord, Nigeria Institute of Infrastructure and PPP (N113P) & Head, Special Projects Unit, P3RD
Mrs. Halima Tukur-Modibbo	-	Deputy Director, Transport Infrastructure Department, TID
Mr. Adamu Umar	-	Deputy Director/Head, Rail/Roads/Bridges – TID
Mr. Akwu Okolo	-	Deputy Director/Head, Energy and Urban Infrastructure, P3RD
Mr. Yusuf Haruna	-	Deputy Director/Head, Marine & Aviation – TID
Mr. Ahmed Bello Dogondaji	-	Deputy Director/Head, Human Resources & Administration, SSD
Mr. Aminu Salihi	-	Asst Director, Social Infrastructure Unit (Education) P3RD
Mr. Mustapha Junaidu	-	Asst. Director, P3RD
Mr. Jide Olagunju	-	Asst. Director/Head, Monitoring and Compliance, CCD
Mrs. Evelyn Okonofua	-	Asst. Director, Nigeria Institute of Infrastructure and PPP, NII3P
Ms. Adeyinka Iyanda	-	Asst. Director, Energy & Urban Infrastructure, P3RD
Mrs. Mary Dare	-	Asst. Director, Social Infrastructure Unit (Health) P3RD
Mr. Filibus Daniel	-	Asst. Director, Human Resources & Administration, SSD
Mrs. Ijeoma Ogoke	-	Asst. Director, Human Resources & Administration, SSD
Mrs. Hamimah Sanusi	-	Asst. Director, Special Projects Unit, P3RD
Mr. Bello Akilu	-	Head Finance & Accounts SSD
Mrs. Manji Yarling	-	Head, Media & Publicity, DG's Office
Mrs. Judith Odimbaiwe	-	Head, Procurement, DG's Office
Mr. Adeola Omilade	-	Head, ICT, SSD

## OFFICE

Plot 1270 Ayangba Street, Area 11 Garki, Abuja.

## BANKERS

Central Bank of Nigeria, Abuja

## AUDITORS

Adenusi & Company  
(Chartered Accountants),  
2nd Floor, Wing B City Plaza, 7, Rubuku Close,  
Off Nkwere Street, Off Ahmadu Bello Way, Garki - Abuja



FOR THE YEAR ENDED 31 DECEMBER, 2022

# Financial Highlights

	<b>2022</b> <b>₦' 000</b>	<b>2021</b> <b>₦' 000</b>
<b>Personnel and Overhead Subvention</b>	<b>1,221,314</b>	<b>1,214,473</b>
<b>Deficit for the Year</b>	<b>(421,452)</b>	<b>(175,072)</b>
<b>Capital Expenditure</b>	<b>315,880</b>	<b>127,073</b>
<b>Total Assets</b>	<b>1,120,480</b>	<b>1,401,074</b>
<b>Capital Grant</b>	<b>2,627,093</b>	<b>2,497,233</b>

# Report of the Auditor on the Financial Statement of Infrastructure Concession Regulatory Commission



**ADENUSI & COMPANY**  
Audit Tax Consulting Financial Advisory  
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Other Office Ilorin-Off: Ogun State



## REPORT OF THE AUDITOR ON THE FINANCIAL STATEMENTS OF THE INFRASTRUCTURE CONCESSION REGULATORY COMMISSION ENDED 31 DECEMBER, 2022.

### Our Opinion

In our opinion, the financial statements give a true and fair view of the financial position of the Commission for the year ended 31 December, 2022, and of the financial performance and cash flows for the year then ended in accordance with International Public Sector Accounting Standards and the requirements of the Companies and Allied Matters Act, Laws of the Federation of Nigeria 2020, and the Financial Reporting Council of Nigeria Act 2011.

### What We Have Audited

Infrastructure Concession Regulatory Commission financial statements comprise:

- The statement of financial position for the year ended 31 December, 2022
- The Statement of financial performance for the period then ended
- The statement of changes in net assets/funds for the period ended
- The statement of cash flows for the period then ended and
- The notes to the financial statements, which include a summary of significant accounting policies.

### Basis for Opinion

We conducted our audit in accordance with International Standards on Auditing (“ISA”). Our responsibilities under those standards are further described in the Auditors’ Responsibilities section of our report.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

### Independence

We are independent of the Infrastructure Concession Regulatory Commission (ICRC) in accordance with the International Ethics Standards Board for Accountants’ Code of Ethics for Professional Accountant Non-compliance with Laws and Regulations (IESBA NOCLAR Code) together with the ethical requirements that are relevant to our audit of the financial statements.

We have fulfilled our other ethical responsibilities in accordance with these requirements and the IESBA NOCLAR Code.

### Other Information

The Management of the Infrastructure Concession Regulatory Commission are responsible for the other information.

The other information include Corporate information, Internal control and risk management systems in relation to the financial reporting, Statement of Board Management responsibilities, Regulatory requirements under IPSAS regime, Operational risk management, history which we obtained prior to the date of this auditor’s report, and the Management’s report and Corporate directory.

Our opinion on the financial statements does not cover the other information and we do not and will not express any form of assurance on conclusion thereon.

In connection with our audit of the financial statements, our responsibility is to read the other information identified above and, in doing so, consider whether the other information is materially inconsistent with the financial statements or our knowledge obtained in the audit, or otherwise appears to be materially misstated. If, based on the work we have performed on the other information that we obtained prior to the date of this auditor's report, we conclude that there is a material misstatement of this other information, we are required to report that fact. We have nothing to report in this regard.

When we read reports not made available to us before the date of this auditor's report, if we conclude that there is a material misstatement therein, we are required to communicate the matter to those charged with governance.

### **Responsibilities of the Commission and those charged with governance for the financial statements**

The Management is responsible for the preparation of the financial statements that give a true and fair view in accordance with International Public Sector Accounting Standards and the requirements of the Companies and Allied Matters Act, the Financial Reporting Council of Nigeria Act, and for such internal control as the Management team determine is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, the Management is responsible for assessing the Parastatal ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless the management board either intend to liquidate the Parastatal or to cease operations, or have no realistic alternative but to do so.

Those charged with governance are responsible for overseeing the Organization's financial reporting process.

### **Auditor's responsibilities for the audit of the financial statements**

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue auditors' report that includes our opinion.

Reasonable assurance is a high level of assurance but is not a guarantee that an audit conducted in accordance with ISAs will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of this financial statements.

As part of an audit in accordance with ISAs, we exercise professional judgment and maintain professional skepticism throughout the audit.

We also:

- Identified and assessed the risks of material misstatement of the financial statements, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtained audit evidence that is sufficient and appropriate to provide a basis for our opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.
- Obtained an understanding of internal controls relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the company's internal control.
- Evaluated the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by the management.

- Concluded on the appropriateness of the management team's use of the going concern basis of accounting and, based on the audit evidence obtained, whether a material uncertainty exists related to events or conditions that may cast significant doubt on the company's ability to continue as a going concern. If we conclude that a material uncertainty exists, we are required to draw attention in our auditor's report to the related disclosures in the financial statements or, if such disclosures are inadequate, to modify our opinion. Our conclusions are based on the audit evidence obtained up to the date of our auditor's report. However, future events or conditions may cause the Commission to cease to continue as a going concern.
- Evaluated the overall presentation, structure and content of the financial statements, including the disclosures, and whether the financial statements represent the underlying transactions and events in a manner that achieves fair presentation.
- Obtained sufficient appropriate audit evidence regarding the financial information of the entities or business activities within the Commission to express an opinion on the financial statements. We are responsible for the direction, supervision and performance of the Commission audit. We remain solely responsible for our audit opinion.

We communicated with those charged with governance regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that we identified during our audit.

We also provided those charged with governance with a statement that we have complied with relevant ethical requirements regarding independence, and to communicate with them all relationships and other matters that may reasonably be thought to bear on our independence, and where applicable, related safeguards.

From the matters communicated with those charged with governance, we determined those matters that were of most significance in the audit of the financial statements of the current period and are therefore the key audit matters. We describe these matters in our auditor's report unless law or regulation precludes public disclosure about the matter or when, in extremely rare circumstances, we determine that a matter should not be communicated in our report because the adverse consequences of doing so would reasonably be expected to outweigh the public interest benefits of such communication.

### Report on Other Legal and Regulatory Requirements

*Compliance with the requirements of Schedule 5 of the Companies and Allied Matters Act, Laws of the Federation of Nigeria, 2020.*

We have obtained all the information and explanations which to the best of our knowledge and belief were necessary for the purposes of our audit. In our opinion, proper books of account have been kept by the Commission, so far as appears from our examination of those books and the Commission's statement of financial position and statement of financial performance are in agreement with the books of account.



Ahmed Tunde Adenusi, FCA  
FRC/2013/ICAN/00000001986

**For: Adenusi & Company**  
**Chartered Accountants**

ABUJA, Nigeria.  
May, 2023.



# Statement of Financial Performance

FOR THE YEAR ENDED 31 DECEMBER, 2022

Revenue	Notes	2022 ₦'000	2021 ₦'000
		-	
Recurrent Subventions	4	1,221,314	1,163,155
Other Revenue - Contingency	4.3	-	51,318
<b>Total Revenue</b>		<b><u>1,221,314</u></b>	<b><u>1,214,473</u></b>
<b>Expenses</b>			
Salaries and Allowances	5	1,059,900	987,066
Travel and Transport	6	39,753	38,427
Utilities	7	13,164	25,415
Materials and Supplies	8	7,589	8,575
Maintenance Services	9	23,406	17,707
Training	10	3,220	5,233
Other Services	11	12,183	10,721
Consulting and Professional Fees	12	8,995	18,698
Fuel and Lubricants	13	16,580	16,580
Financial Charges	14	3,499	9,396
Miscellaneous Expenses	15	27,025	26,885
Other Expenses - R & D and Consultancy	16	298,458	48,884
Depreciation Charges	17	128,995	124,640
Contingency	18	-	51,318
<b>Total Expenses</b>		<b><u>1,642,766</u></b>	<b><u>1,389,545</u></b>
<b>Deficit of Revenue Over Expenditure</b>	22	<b><u>(421,452)</u></b>	<b><u>(175,072)</u></b>

**Note: Other Capital Expenses**

These are expenditures incurred from Capital Vote

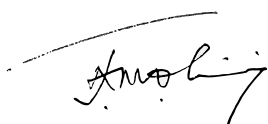
The accounting policies and notes form an integral part of these financial statements.

# Statement of Financial Position

FOR THE YEAR ENDED 31 DECEMBER, 2022

	Notes	2022 N'000	2021 N'000
<b>Assets</b>			
Non current assets			
Property, plant and equipment	17	1,062,891	1,174,465
		<b>1,062,891</b>	<b>1,174,465</b>
<b>Current assets</b>			
Prepaid Insurance		6,001	-
Cash & Cash equivalent	19	51,587	226,608
		57,589	226,608
<b>Total assets</b>		<b>1,120,480</b>	<b>1,401,073</b>
<b>Liabilities</b>			
Current Liabilities			
Other Payables & Accruals	20	15,299	4,300
<b>Total Liabilities</b>		<b>15,299</b>	<b>4,300</b>
<b>Net Assets</b>		<b>1,105,181</b>	<b>1,396,773</b>
Net Assets/Equity			
Contributed by:			
Capital Grant	21	2,627,093	2,497,233
<b>Accumulated Deficit</b>		<b>(1,521,911)</b>	<b>(1,100,459)</b>
<b>Total Net Assets/Equity</b>		<b>1,105,181</b>	<b>1,396,774</b>

The Financial Statements were approved by the Executive Management Team on 26/05/2023 and signed on its behalf by :



J. A. M. Ohiani  
*Director General*



Bello Akilu  
*Head, Finance & Account*

The accounting policies and notes form an integral part of these financial statements.

# Statement of Changes in Net Assets/ Equity

## FOR THE YEAR ENDED 31 DECEMBER, 2022

	General Grant ₦'000	Accumulated Surplus/(Deficit) ₦'000	Total Equity ₦'000
<b>At 1 January, 2021</b>	<b>2,143,552</b>	<b>(925,385)</b>	<b>1,218,167</b>
Changes in Net Assets/Equity for 2021			
Capital Subvention receipts during the year	353,681		353,681
Refund of Grant to CRF in the year	-		-
Deficit for the year		(175,072)	(175,072)
<b>Adjustment</b>	<b>-</b>	<b>(2)</b>	<b>(2)</b>
<b>At 31 December, 2021</b>	<b>2,497,233</b>	<b>(1,100,459)</b>	<b>1,396,774</b>
At 1 January, 2022	2,497,233	(1,100,459)	1,396,773
Changes in Net Assets/Equity for 2022			-
Capital Subvention receipts during the year	129,860	-	129,860
Refund of Grant to CRF in the year	-	-	-
Deficit for the year	-	(421,452)	(421,452)
Adjustment	-	-	
<b>At 31 December, 2022</b>	<b>2,627,093</b>	<b>(1,521,911)</b>	<b>1,105,181</b>

The accounting policies and notes form an integral part of these financial statements.

# Statement of Cashflow

FOR THE YEAR ENDED 31 DECEMBER, 2022

	Notes	2022 ₦'000	2021 ₦'000
<b>CASH FLOW FROM OPERATING ACTIVITIES</b>			
Deficit of Revenue Over Expenditure		(421,452)	(175,072)
<b>ADJUSTMENT</b>			
Depreciation		128,995	124,640
Adjustment			(2)
<b>Cash Flow before changes in working capital</b>		<b>(292,457)</b>	<b>(50,434)</b>
<b>WORKING CAPITAL CHANGES</b>			
(Increase)/Decrease in Debtors & Prepayment		(6,001)	-
(Increase)/Decrease in Creditors & Accruals		10,999	1,550
<b>(Increase)/Decrease in Stocks</b>			-
<b>Net Cash Inflow/from Operating Activities</b>		<b>(287,459)</b>	<b>(48,884)</b>
<b>CASH FLOW INVESTING ACTIVITIES</b>			
Purchase of Fixed Assets		(17,422)	(78,188)
			-
<b>Net Cash Outflow from Investing Activities</b>		<b>(17,422)</b>	<b>(78,188)</b>
<b>CASHFLOW FROM FINANCING ACTIVITIES</b>			
Capital Subvention		129,860	353,681
Transfer to CRF			-
<b>Net Cash Outflow from Financing Activities</b>		<b>129,860</b>	<b>353,681</b>
<b>Net Increase/(Decrease) in Cash and Cash Equivalents</b>		<b>(175,021)</b>	<b>226,608</b>
Cash and Cash equivalent as at 1st January		226,608	-
<b>Cash and Cash as at 31 December, 2022.</b>	<b>19</b>	<b>51,587</b>	<b>226,608</b>

The accounting policies and notes form an integral part of these financial statements.



# Statement of Comparism of Budget and Actual Amount

FOR THE YEAR ENDED 31 DECEMBER, 2022

	2022				2021			
	Budget ₦'000	Actual ₦'000	Variance ₦'000	%	Budget ₦'000	Actual ₦'000	Variance ₦'000	%
<b>Personnel Cost</b>								
Salaries and Allowances	1,168,586	1,059,900	108,686	0.09	1,013,246	987,066	26,180	3
<b>Other Recurrent Costs</b>								
Travel and Transport	41,550	39,753	1,797	0.04	37,500	38,427	(927)	(2)
Utilities	25,028	13,164	11,865	0.47	26,628	25,415	1,213	5
Materials and Supplies	9,500	7,589	1,911	0.20	9,350	8,575	775	8
Maintenance Services	14,760	23,406	(8,646)	(0.59)	16,960	17,707	(747)	(4)
Training	3,000	3,220	(220)	(0.07)	5,000	5,233	(233)	(5)
Other Services	13,700	12,183	1,517	0.11	10,400	10,721	(321)	(3)
Consulting and Professional Services	15,200	8,995	6,205	0.41	19,200	18,698	502	3
Fuel and Lubricants	14,000	16,580	(2,580)	(0.18)	16,500	16,580	(80)	(0.5)
Financial Charges	9,000	9,500	(500)	(0.06)	11,000	9,396	1,604	15
Miscellaneous	30,350	27,025	3,325	0.11	23,550	26,885	(3,335)	(14)
<b>Capital Expenditure</b>								
<b>Purchase of Fixed Assets</b>								
Purchase of Office Buildings	-	-	-	0.00	-	-	-	-
Purchase of Motor Vehicle	60,000	-	60,000	1.00	30,000	29,708	292	1
Purchase of Office Furniture and Fittings	20,000	-	20,000	1.00	23,000	22,600	400	2
Purchase of Computers	20,000	17,422	2,578	0.13	13,000	12,881	119	-
<b>Rehabilitation / Repairs</b>								
Rehabilitation / Repairs of Fixed Assets	25,000	-	25,000	0.00	13,000	13,000	-	-
Construction/Provision of Infrastructure	15,000	-	15,000	0.00	-	-	-	-
<b>Other Capital Expenses</b>								
Review of Concession Agreement	-	-	-	-	-	-	-	-
Research and Development	119,719	298,458	(178,739)	(1.49)	274,679	48,884	225,795	82
Monitoring and Evaluation	-	-	-	-	-	-	-	-
	<b>1,604,394</b>	<b>1,537,195</b>	<b>67,199</b>	<b>1.18</b>	<b>1,543,013</b>	<b>1,291,776</b>	<b>251,237</b>	<b>88</b>

IPSAS 24 Requires a comparison of budget amounts and actual amounts arising from the execution of the budget to be included in the financial statements of entities that are required to make available their approved budget(s) and publicity accountable.

# Notes to the Financial Statements

## FOR THE YEAR ENDED 31 DECEMBER, 2022

### 1 Reporting Entity

The Infrastructure Concession Regulatory Commission – ICRC Establishment Act 2005 was enacted to address the huge infrastructure deficit in Nigeria and the poor state of our existing infrastructure. The Act, which established the Infrastructure Concession Regulatory Commission (ICRC), also empowers Federal Ministries, Departments and Agencies (MDAs) to utilize Public Private Partnership (PPP) as a procurement vehicle of choice where suitable to rapidly turn around our infrastructural insufficiency. The Act envisages the ICRC to serve as the primary driver agency to catalyze and facilitate engagement of the private sector by MDAs of Federal Government in initiating, developing and implementing PPP projects in a fit-for-purpose, transparent, competitive and sustainable manner that would ensure value for money for the Nigeria economy while putting in place world-class infrastructure for the use by Nigerians.

#### ***The ICRC Act imbues the Commission with functions and powers to:***

- 1 Provide general PPP policy guidelines, rules and regulations;
- 2 Take custody of every concession agreement;
- 3 Ensure efficient execution of any concession agreement or contract entered into the Federal Government, and the compliance of the parties.

The Act also provides for MDAs to enter into contracts with or grant concession to any duly pre-qualified private sector proponent for the Financing, Construction, Operation, and Maintenance of any infrastructure that is financially viable or any development facility of the Federal Government.

#### ***Deriving from this mandate, the role of ICRC consists of four main components:***

- 1 Promoting, Facilitating, Supporting and Coordinating the Implementation of sound PPP process, while ensuring that principles of good governance are applied to all of the functions that form part of it;
- 2 Providing transaction support and building capacity in all Federal Government Ministries, Agencies and Department (MDAs) for project development, tendering, negotiation and contract execution;
- 3 Developing guidelines for monitoring contract compliance during construction, operation and contract termination and supporting as appropriate the MDAs assigned to this task;
- 4 Collaborating with other agencies, including similar state-level PPP units, to implement a cohesive national legal, policy and regulatory environment that is conducive to private sector investment in Nigeria's infrastructure projects.

### 2 Basis of Preparation

#### ***(a) Statement of Compliance***

These financial statements have been prepared in compliance with International Public Sector Accounting Standards (IPSAS) as issued by the International Public Sector Accounting Standards Board (IPSASB).

#### ***(b) Basis of Measurement***

The financial statements have been prepared under the historical cost convention. These financial statements are presented in Naira (N) and all values are rounded to the nearest thousands except when otherwise indicated.

#### ***(c) Functional and Presentation Currency***

These financial statements are presented in Naira, which is the Commission's functional currency.

#### ***(d) Use of Judgements and Estimates***

The preparation of the financial statements in conformity with IPSAS requires management to make judgments, estimates and assumptions that affect the application of accounting policies and the reported amounts of assets, liabilities, revenue and expenditures. Actual results may differ from these estimates.

Estimates and underlying assumptions are reviewed on a going concern basis. Revision to accounting estimates are recognized in the period in which the estimates is made if the revision affects only that period of the revision and the future periods if the revision affects both current and future periods.

#### ***(e) Critical Accounting Estimates and Judgement***

In preparation of the financial statements, there were no areas that involved a high degree of judgement or complexity and no areas where assumptions and estimates are significant to the financial statements.

# Notes to the Financial Statements (Contd)

## 3 Significant Accounting Policies

The accounting policies set out below have been applied consistently to all the years presented in these financial statements.

**(a) Revenue**

Revenue comprises of subventions received from the Federal Government of Nigeria during the year net of transfers to Consolidated Revenue Fund, and other internally generated revenue.

**(b) Expenses**

All expenses are reported on an accrual basis, expenses are recognized in the period they are incurred or when the related services are enjoyed, irrespective of when the payment is made.

**(c) Cash and Cash Equivalent**

Cash and cash equivalents include cash balances on hand, held in Central Bank Accounts.

**(d) Receivables**

Receivables comprises fees, taxes, and fines as well as social benefits receivables that do not arise out of a contract.

**(e) Property, Plant and Equipment**

**(i) Recognition and Measurement**

All property, plant and equipment are stated at historical cost less accumulated depreciation and any impairment losses. Historical cost includes expenditure that is directly attributable to the acquisition of the asset.

Where an asset (other than land) is acquired, in a non exchange transaction for nil or nominal consideration, the asset is initially recognised at fair value, where fair value can be reliably determined and as income in the statement of financial performance (unless there are restrictions on the asset's use in which case income is deferred).

**(ii) Subsequent Costs**

The cost of replacing a component of an item of property, plant and equipment is recognized in the carrying amount of the item if it is probable that the future economic benefits embodied within the component will flow to the commission and its cost can be measured reliably. The carrying amount of the replaced component is derecognized. The cost of day-to-day servicing of property, plant and equipment are recognized in statement of financial performance as incurred.

**(iii) Depreciation**

Depreciation is calculated over the depreciable amount, which is the cost of an asset, less its residual value. Depreciation is recognized in the statement of financial performance depending on the utilization of the respective assets on a straight-line basis over the estimated useful lives of each part of an item of property, plant and equipment which reflects the expected pattern of consumption of the future economic benefits embodied in the asset.

The estimated useful lives for the year are as follows:

ASSET CLASS	BASIS %
Land	Lease Period
Buildings	2
Motor Vehicles	25
Office Furniture & Equipment	25
Office Equipment	25
Plant and Machinery	15
Library and Books	25

**(f) Payables:** These are monies payable to third parties in respect of goods and services received. Accrued expenses for which payments is due in the next 12 months shall be classified as current liabilities. Where payments are due beyond 12 months, it shall be accounted for as Non current liabilities.

**(g) Capital Grant**

Capital grants are receipts from the Federal Government of Nigeria net of transfers to Consolidated Revenue Fund for capital projects of the commission.

**(h) Reserves**

Reserves are classified under equity in the statement of financial position and include: Statement of financial performance Surplus/(Deficit) and the revaluation reserve.

# Notes to the Accounts

	<b>2022</b> <b>₦000</b>	<b>2021</b> <b>₦000</b>
<b>Recurrent Subventions</b>		
Overhead Subvention Received	161,414	176,089
Transferred to CRF in the year	-	-
Received during the year	<b>161,414</b>	<b>176,089</b>
<b>Personnel Subvention</b>		
Received during the year	1,060,249	987,066
Transferred to CRF in the year	(349)	-
	<b>1,059,900</b>	<b>987,066</b>
<b>Other Revenue - Contingency</b>		
Contingency Fund Received	-	<b>51,318</b>
	-	<b>51,318</b>
	<b>1,221,314</b>	<b>1,214,473</b>
<b>Salaries and Allowances</b>		
Salaries	950,304	909,564
NHIS Contribution	9,727	8,859
Contributory Pension	99,869	68,643
	<b>1,059,900</b>	<b>987,066</b>
<b>Travel and Transport</b>		
Local travel and transport - Others	29,203	6,448
Local travel and transport - Training	6,247	19,224
International travel and transport - Others	4,303	12,755
	<b>39,753</b>	<b>38,427</b>
<b>Utilities</b>		
Electricity Charges	7,416	12,115
Telephone Charges	250	4,460
Internet Access Charges	3,557	6,758
Water Rates	1,660	1,482
Sewage Charges	281	600
	<b>13,164</b>	<b>25,415</b>

The accounting policies and notes form an integral part of these financial statements.

## Notes to the Accounts (Contd)

	<b>2022</b> <b>₦'000</b>	<b>2021</b> <b>₦'000</b>
<b>8 Materials and Supplies</b>		
Office Stationeries and computer consumables	2,353	4,942
Books	100	130
Newspaper	463	701
Magazines and Periodicals	-	100
Printing of Non Security Documents	4,500	2,238
Printing of Security Documents	174	164
Uniforms and Other Clothing	-	300
	<b>7,589</b>	<b>8,575</b>
<b>9 Maintenance Services</b>		
Maintenance of Motor Vehicles	6,181	4,192
Maintenance of Office Furniture	562	820
Maintenance of Office Building/ Residential Quarters	9,178	3,950
Maintenance of Office ICT Equipment	3,293	2,515
Maintenance of Plants / Generators	3,393	4,306
Other Maintenance Services	800	1,924
	<b>23,406</b>	<b>17,707</b>
<b>10 Training</b>		
Local Training	3,220	5,233
	<b>3,220</b>	<b>5,233</b>
<b>11 Other Services</b>		
Security Services	3,740	3,080
Cleaning and Fumigation Services	8,443	7,641
	<b>12,183</b>	<b>10,721</b>
<b>12 Consulting and Professional Fees</b>		
Financial Consulting	4,595	10,235
Information Technology Consulting	-	1,431
Legal Services	100	2,732
Auditing of Accounts	4,300	4,300
	<b>8,995</b>	<b>18,698</b>
<b>13 Fuel and Lubricants</b>		
Vehicle Running Cost	5,580	6,080
Plant/Generator Fuel Cost	11,000	10,500
	<b>16,580</b>	<b>16,580</b>

# Notes to the Accounts (Contd)

	<b>2022</b>	<b>2021</b>
	<b>₦'000</b>	<b>₦'000</b>
<b>14 Financial Charges</b>		
Bank Charges	63	-
Insurance Premium	3,435	9,396
	<b>3,499</b>	<b>9,396</b>
<b>15 Miscellaneous Expenses</b>		
Refreshment and Meals	6,911	4,309
Honorarium/Sitting Allowance	-	2,158
Publicity and Advertisement	6,182	6,835
Postages and Courier Services	913	473
Welfare Packages	9,942	11,005
Subscription to Professional Bodies	3,077	2,105
	<b>27,025</b>	<b>26,885</b>
<b>16 Other Expenditure</b>		
Consultancy Services on Rehabilitation of Office Building	2,120	-
Research and Development (R&D)	296,338	48,884
	<b>298,458</b>	<b>48,884</b>

Other Expenditure of Research and Development represents the expenses incurred from Capital Vote in the year but expensed to the Statement of Financial Performance.

The accounting policies and notes form an integral part of these financial statements.

## 17 Property, Plant & Equipment

	<b>Building</b>	<b>Plant &amp; Machine</b>	<b>Motor Vehicles</b>	<b>Office Equipme nt</b>	<b>Furniture &amp;</b>	<b>Total</b>
<b>Cost</b>	<b>₦'000</b>	<b>₦'000</b>	<b>₦'000</b>	<b>₦'000</b>	<b>₦'000</b>	<b>₦'000</b>
Balance at 1 January, 2022	1,322,741	21,324	251,844	85,395	55,500	1,736,803
Additions during the year	-	-	-	17,422	-	17,422
<b>Balance as at 31 December, 2022</b>	<b>1,322,741</b>	<b>21,324</b>	<b>251,844</b>	<b>102,817</b>	<b>55,500</b>	<b>1,754,225</b>
<b>Depreciation</b>						
As at 1st January, 2022	303,150	21,324	161,291	49,653	26,922	562,339
Charges for the year	26,455	-	62,961	25,704	13,875	128,995
Balance as at 31 December, 2022	<b>329,605</b>	<b>21,324</b>	<b>224,251</b>	<b>75,357</b>	<b>40,797</b>	<b>691,334</b>
<b>Carrying Amount</b>						
As at 31/12/2022	<b>993,136</b>	<b>-</b>	<b>27,592</b>	<b>27,460</b>	<b>14,703</b>	<b>1,062,891</b>
As at 31/12/2021	<b>1,019,591</b>	<b>-</b>	<b>90,553</b>	<b>35,742</b>	<b>28,578</b>	<b>1,174,464</b>

# Notes to the Accounts (Contd)

	<b>2022</b> <b>N'000</b>	<b>2021</b> <b>N'000</b>
<b>18 Contingency</b>		
Contingency Expense	-	51,318
	<b>-</b>	<b>51,318</b>
<b>19 Cash and Bank Balance</b>		
CBN TSA Capital	51,587	226,608
CBN TSA Overhead	349	1
Transferred to CRF	(349)	(1)
	<b>51,587</b>	<b>226,608</b>
<b>20 Other Payables</b>		
Purchase of ICT Equipment	10,999	-
Professional Fees	4,300	4,300
	<b>15,299</b>	<b>4,300</b>
<b>21 Capital Grants to Date</b>		
Balance B/FWD	2,497,233	2,143,552
Adjustment - Transferred to CRF	-	-
Addition during the year	129,860	353,681
	<b>2,627,093</b>	<b>2,497,233</b>
<b>22 Reconciliation of Deficit in the Statement of Performance 2022</b>		
Transfer to CFR	-	2
Depreciation Charges	(128,995)	(124,640)
Provision for Audit Fee	(4,300)	(4,300)
Recurrent Expenses paid through Capital Vote *	(298,458)	(48,884)
Prepaid Insurance	6,001	-
2022 Account Payables Paid in 2023	4,300	2,750
	<b>(421,452)</b>	<b>(175,072)</b>

\* The expense was provided in Research and Development sub-head in the Appropriation Act.

The accounting policies and notes form an integral part of these financial statements.

# Statement of Actual Receipts and Payments

## FOR THE YEAR ENDED 31 DECEMBER, 2022

	<b>2022</b> #'000	<b>2021</b> #'000
<b>RECEIPTS</b>		
Cash and Bank Balances as at 01/01/2022	226,608	2
Capital Subvention	129,860	353,681
Overhead Subvention	161,414	176,089
Personnel Subvention	1,060,249	987,066
Other Income	-	51,318
	<b>1,578,132</b>	<b>1,568,156</b>
<b>PAYMENTS</b>		
Addition to Land and Building	-	13,000
Addition to Motor Vehicles	-	29,708
Addition to Furniture and Fittings	-	22,600
Addition to Computer and ICT Equipment	6,423	12,881
Consultancy on Rehabilitation of Office Building	2,120	-
Research and Development	296,338	48,884
Salaries and Allowances	1,059,900	987,066
Travel and Transport Expenses	33,506	31,979
Books	100	130
Vehicle Running Costs	5,580	6,080
Maintenance - Furniture & Equipment	562	820
Maintenance - Computer & IT Equipment	3,293	2,515
Maintenance - Motor Vehicles	6,181	4,192
Maintenance - Office Building	9,178	3,950
Maintenance - Plant & Generators	3,393	4,306
Maintenance - Other Services	800	1,924
Postages, Courier, Telephone & Internet	3,807	11,218
Office Stationeries and Computer Consumables	2,353	4,942
Electricity & Water Rates	9,076	13,597
Sewage Charges	281	600
Refreshment & Meals	6,911	4,309
Newspaper, Magazines and Periodicals	463	801
Subscriptions	3,077	2,105
Advert and Publicity	6,182	6,835
Cleaning & Fumigation Expenses	8,443	7,642
Consultancy Fees	4,595	10,235
Information Technology Consulting	-	1,431
Local Travel and Transport - Training	6,247	6,448
Local Training	3,220	5,233
Legal Services	100	2,732
Security Expenses	3,740	3,080
Welfare Packages	9,942	11,005
Insurance Premium	9,437	9,396
Bank Charges	63	-
Honorarium/Sitting Allowance	-	2,158
Plant/Generator Fuel Cost	11,000	10,500
Transferred to CRF	349	2
Printing of Non Security Documents	4,500	2,238
Postages & Courier Services	913	473
Contingency	-	51,318
Uniform and Other Clothings	-	300
Printing of Security Documents	174	164
Accrued Expenses Paid	4,300	2,750
	<b>1,526,545</b>	<b>1,341,547</b>
	<b>51,587</b>	<b>226,608</b>



# Five Year Financial Summary

FOR THE YEAR ENDED 31 DECEMBER, 2022

	2022 ₦	2021 ₦	2020 ₦	2019 ₦	2018 ₦
Recurrent Subventions	1,221,314	1,214,472	1,014,012	1,010,120	975,016
	<b>1,221,314</b>	<b>1,214,472</b>	<b>1,014,012</b>	<b>1,010,120</b>	<b>975,016</b>
<b>Employment of Funds</b>					
Property, Plant and Equipment	1,062,891	1,174,465	1,220,915	1,310,946	1,011,240
Net Current Assets	42,289	222,309	(2,748)	107,031	26,138
<b>Net Assets</b>	<b>1,105,181</b>	<b>1,396,774</b>	<b>1,218,167</b>	<b>1,417,977</b>	<b>1,037,378</b>
<b>Funds Employed</b>					
Capital Grant	2,627,093	2,497,233	2,143,552	2,167,483	1,550,809
Retained Earnings	(1,521,911)	(1,100,459)	(925,385)	(749,506)	(513,431)
	<b>1,105,181</b>	<b>1,396,774</b>	<b>1,218,167</b>	<b>1,417,977</b>	<b>1,037,378</b>

## APPENDIX 1: STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
1	Federal Ministry of Agriculture and Rural Development	Deployment of 2,000 units of tractors and other mechanized equipment to Federal Ministry of Agriculture and Rural Development through SMART total mechanization package.	Agriculture	Full Business Case was issued in May 2019.  There is no further update from the Ministry	Development
2	Federal Ministry of Agriculture and Rural Development	Projects, involving PPPs on: i. Federal Coastal Fishery Terminal, Ebughu, Akwa Ibom State ii. Federal Coastal Fishery Terminal, Borokiri Rivers State iii. Fish Processing Centre, Jebba, Kwara State iv. Agro Aviation Hangar, Kaduna	Agriculture	Federal Executive Council approved the project on February 16, 2022 for a concession period of 11 years	Procurement
3	Federal Ministry of Education/University of Abuja	Development of Commercial Farm	Agriculture/ Education	Declined issuance of OBC Certificate of Compliance due to non-compliance on the 16 <sup>th</sup> of June 2022	Development
4	National Veterinary Research Institute/ Federal Ministry of Health	Vaccine Production Facility National Veterinary Research Institute (NVRI) is desirous to commercialize vaccine production within the institute.	Agri-Health	The Commission advised NVRI on the composition of the Project Steering Committee (PSC).	Development
5	Federal Ministry of Aviation	Concession of Mallam Aminu Kano International Airport, Kano The FGN proposed to concession the Mallam Aminu Kano International Airport Terminal Building, Kano State as part of aviation sector reform programme	Aviation	The Commission participated on the bidder's conference held in Abuja on 20 <sup>th</sup> June, 2022 and also the site visit with the pre-qualified bidder on 21 <sup>st</sup> June, 2022  Next step: Submissions of RFP by the pre-qualified bidders	Procurement
6	Federal Ministry of Aviation	Concession of Port Harcourt International Airport The FGN proposed to concession the Port Harcourt International Airport Terminal Building, Rivers State as part of aviation sector reform programme	Aviation	The Commission participated on the bidder's conference held in Abuja on 20 <sup>th</sup> June, 2022 and also the site visit with the pre-qualified bidder on 22 <sup>nd</sup> June, 2022 Next step: Submissions of RFP by the pre-qualified bidders	Procurement
7	Federal Ministry of Aviation	Concession of Murtala Muhammed International Airport, Lagos The FGN proposed to concession the Murtala Muhammed International Airport Terminal Building, Lagos State as part of aviation sector reform programme	Aviation	The Commission participated on the bidder's conference held in Abuja on 20 <sup>th</sup> June, 2022 and also the site visit with the pre-qualified bidder on 23 <sup>rd</sup> June, 2022 Next step: Submissions of RFP by the pre-qualified bidders	Procurement
8	Federal Ministry of Aviation	Concession of Nnamdi Azikiwe International Airport, Abuja The FGN proposed to concession the Nnamdi Azikiwe International Airport Terminal as part of aviation sector reform programme	Aviation	The Commission participated on the bidder's conference and the site visit with the pre-qualified bidder, held in Abuja on 20 <sup>th</sup> June, 2022 Next step: Submissions of RFP by the pre-qualified bidders	Procurement
9	Federal Ministry of Aviation	Development of a Maintenance, Repairs and Overhaul (MRO) Facility The FGN intends to establish an MRO facility for aircraft maintenance, inspections and supply of parts to the aviation sector	Aviation	Catamaran Consortium was procured as Transaction Advisers (TAs). OBC Compliance Certificate issued 21st May, 2018.  RFP was issued to the qualified bidders and Bidders' Conference held on 24th February, 2020.  FBC Certificate of Compliance issued on August 18, 2022	Procurement
10	Federal Ministry of Aviation	Establishment of an Aviation Leasing Company (ALC) The FGN intends to establish an ALC for the leasing of aircrafts to operators in the country and the continent as none exist in Africa at the moment.	Aviation	Awaiting report of the evaluation process with selection of the preferred bidder from the Ministry  Draft Contract Agreement for the project was sent to the Commission on June 21, 2021  FBC Certificate of Compliance issued on August 18, 2022	Procurement

## APPENDIX 1: STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
11	Federal Ministry of Aviation	<b>Development of an Aerotropolis (Airport City)</b> The FGN intends to develop an Aerotropolis in a suitable location to be determined by the TA. This entails the setting up and development of structures that will support the activities around the airport and aviation in general.	Aviation	OBC Compliance Certificate issued 1st March, 2022. <b>Next step:</b> Investor procurement and Negotiation stages.	Procurement
12	Federal Ministry of Aviation	<b>Development of a 6 Cargo/Agro Airports in the Geo - Political zones</b> The FGN intends to develop 6 Cargo/Agro airports in each of the geo -political zones to provide cargo handling and specialized logistics for agro products.	Aviation	OBC Compliance Certificate to FMOA on 1st June, 2022 and RFQ has been advertised for prospective investors Next step: Investor procurement and Negotiation stages.	Procurement
13	Federal Ministry of Aviation	<b>Establishment of a National Carrier</b> The FGN intends to establish a National Carrier for the country through a PPP arrangement. The national carrier will have a hub in a designated airport as one of the outcomes of the assignment from the TA.	Aviation	Ethiopian Air Consortium has emerged the preferred bidder of the National Carrier	Procurement
14	Nigeria police Force	<b>Concession of Nigerian Police Air Wing aircrafts and facilities</b>	Aviation	RFQ evaluation Completed on September 20, 2022 Next Steps: Submission of evaluation report following RFQ	Procurement
15	National Commission for Museums & Monuments/ Federal Ministry of Information & Culture	<b>Development of Recreational Park within the Museum premises, Enugu.</b> (Unsolicited Proposal): An unsolicited proposal submitted to the National Commission for Museums & Monuments to develop recreational park in Enugu, within the Museum premises.	Culture	No correspondence from the Ministry on this since 2017. Awaiting formal correspondence on the way forward from NCFMM & MoI&C.	Development
16	Federal Ministry of Information and Culture	<b>National Theatre (Solicited Proposal):</b> The project involves the development of 65 hectares of the 134 hectares fallow land around the National Theatre by building 5-star hotel, office buildings, leisure Park, shopping mall and Multi Level car park.	Culture	Full Business Case (FBC) Certificate of Compliance revalidation has been granted by ICRC.  Ministry is to submit FBC for approval by FEC	Procurement
17	Federal Ministry of Information and Culture	<b>Development of National Council for Arts and Culture's land through PPP</b> The Council is desirous of developing an edifice on its parcel of Land located at Central Business District, Abuja through PPP that will comprise the following: i. Culture and Arts Theatre ii. Office Development for use by NCAC iii. Conference and event exhibition hall, Shopping Mall	Culture	The Ministry is required to engage a Transaction Adviser to prepare an Outline Business Case to determine project viability and bankability.	Development
18	Federal Ministry of Education	<b>PPPs involving the following:</b> i. Upgrade of the ICT Laboratories/Business Centers in Federal Schools ii. Upgrade of existing libraries Upgrade of vocational schools	Education	The Ministry is in the process of procuring Transaction Advisers to prepare Outline Business Cases to determine the projects' viability and bankability.	Development
19	Federal Ministry of Education	<b>National Mathematical Center</b> i. Development of an International Conference Center Construction of National Mathematical Centre-International Science Academy (NMC-IMSA)	Education	The Ministry is in the process of procuring Transaction Advisers to prepare Outline Business Cases to determine the projects' viability and bankability.	Development
20	Federal Ministry of Education / Federal University Gusau (FUG)	<b>PPPs involving the following:</b> i. Proposed construction of Students Hostel, 500 - Units of Staff Housing, Roads & Drainages, Shopping Mall, Staff/Students Cafeteria, Bio-gas Electricity Power plant and Poultry Farm ii. On -line application System for e-registration platform, Computation / compilation of Students' results, e -Learning and web portal development. Proposed construction of Vice Chancellor's Lodge, Pro Chancellor's Lodge, Principal Officers' Quarters, Senior Staff Housing, Junior Staff Housing, External Electrification, Borehole & Overhead Tanks, etc	Education	The University is in the process of procuring Transaction Advisers to prepare an Outline Business Cases to determine the projects' viability and bankability ICRC reviewed the submitted documents in line with statutory processes. University written to supply additional information on the project and also confirm availability of land space for the entire project.	Development
21	Federal Ministry of Education	<b>Regularization of Computer Based Test Centre Project (National Business and Technical Examinations Board)</b> The Computer Based Test (CBT) Centre project is to enhance efficiencies of candidates in Technical and Vocational Education through Information and Computer Technology. NABTEB seeks to regularize an ongoing PPP Project to conform with National PPP Laws	Education	The Project is currently functional but the NABTEB has been asked by the Commission to forward relevant documents on the project to the Commission. The Business Case and Executed Contract Agreement were reviewed and it was found that it did not satisfy the key features of PPP contracts. The Commission requested additional documents to incorporate the issues raised. The Board has been advised to submit a	Procurement

**STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd APPENDIX 1:**

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
22	Federal Ministry of Education	<b>Development of Commercial Hub at National Open University of Nigeria (NOUN)</b> The National Open University of Nigeria is desirous of building a commercial hub for the University Community within the campus at Jabi, Abuja using the PPP arrangement. The complex will have the following facilities Banking malls, Supermarket, Restaurants, Bookstore, retail shops etc	Education	ICRC issued an OBC Certificate of Compliance on the October 7, 2017	Procurement
23	Federal Ministry of Education/ University of Abuja	<b>Development of Students Hostel at University of Abuja</b> The University intends to build hostels for its teeming students as well as staff housing estate using PPP	Education	OBC certificate of Compliance was granted on 23rd September, 2020. Letter nominating PSC and PDT members was sent to UNIABUJA on 20/11/2020.	Procurement
24	Upgrade and concession of hostel at Public Service Institute of Nigeria	<b>Upgrade and Concession of Properties through PPP methodology</b> Public Service Institute of Nigeria is desirous of using PPP procurement methodology to upgrade and concession to private party its 108 rooms female hostel and 27 rooms guest chalet.	Education	The project is currently in development phase. The Institute is working with consultants to prepare an Outline Business Case to determine project viability and bankability.	Development
25	Federal Ministry of Health/UCH, Ibadan	<b>Development of Shopping Mall, University College Hospital (UCH), Ibadan</b> UCH seeks to develop a Shopping Mall through PPP Procurement.	Education	Sensitization workshop and Inaugural PDT meeting held on October 17 & 19, 2017 at the Hospital premises.  Arrangements are in place to regularize the existing MoU with the Concessionaire. A meeting took place at Federal Ministry of Health in October 2020.	Development
26	Federal University, Wukari/Federal Ministry of Education	<b>Development of hostel facilities and accommodation for Staff and Students</b>	Education	The submitted project proposal document has been reviewed and the University was advised to prepare an OBC. Awaiting the University's response.	Development
27	Federal Ministry of Education / Federal College of Education, Ogun State	<b>Development of Student Hostels at Federal College of Education Abeokuta, Ogun State</b> Federal College of Education Abeokuta seeks guidance to develop hostel accommodation using PPP procurement process.	Education	No correspondence from the Ministry on this since 2019. Awaiting formal correspondence on the way forward from Federal Ministry of Education / Federal College of Education, Ogun State.	Development
28	Federal Ministry of Power	<b>Energizing Education Programme</b> Electrification Programme of Tertiary Institutions initiated by the FMPW&H to develop off-grid power plant projects in order to provide uninterrupted and dedicated power supply to forty (40) Federal Universities and neighboring University Teaching Hospitals across the Federation.	Education	The FMPW&H is to prepare a structuring report and submit to ICRC.	Development
29	University of Calabar/ Federal Ministry of Education	<b>400 Room Students Hostel</b> The project consists of two hostels that will comprise 400 rooms on a 1.9 Hectares land within the University of Calabar premises and is estimated to cost N1,326,000,000 with a completion period of 9 months	Education	UNICAL has been advised to restructure the project to meet requirements of N4P and ICRC Act.	Development
30	Federal Ministry of Education/ National Commission for Colleges of Education (NCCE)	<b>Development of Hostel Accommodation for Colleges of Education</b> The Ministry received an unsolicited proposal by Adonai Ventures Ltd to build hostel accommodation for Colleges of Education in Nigeria.	Education	No correspondence from the Ministry on this since 2019. Awaiting formal correspondence on the way forward from Federal Ministry of Education / NCCE	Development
31	Federal Ministry of Education/University of Port-Harcourt	<b>Regularization of Build Operate and Transfer Process for the development of Retail and Entertainment Centre</b> The University of Port-Harcourt seeks to regularize an ongoing PPP Project to conform with National PPP Laws	Education	ICRC reviewed a signed agreement with regards to the project with the aim of regularizing and legalizing the PPP process that was started by the University, but which had not gone through ICRC, to conform with the ICRC Act. Inaugurated the PSC and PDT as well as due diligence visit to UNIPORT from 26 <sup>th</sup> - 28 <sup>th</sup> Jan 2022.	Procurement
32	Federal Ministry of Education/University of Port-Harcourt	<b>Development and Construction of Private Students' Hostel Accommodation For University Of Port-Harcourt</b>	Education	The Commission has reviewed the submitted OBC and has advised the University accordingly.	Development
33	Federal Ministry of Education/University of Port-Harcourt	<b>Regularization of Build Operate and Transfer Process for the development of Entertainment Centre</b> The University of Port-Harcourt seeks to regularize an ongoing PPP Project to conform with National PPP Laws	Education	A letter highlighting the discussions and next steps during the project site assessment and monitoring visit at the UNIPORT was sent to the university on the 30 <sup>th</sup> of March, 2022	Development
34	Federal Ministry of Education/Federal University of Petroleum Resources, Effurun	<b>Establishment of a Bespoke food Court on Design, Finance, Build, Operate and Transfer (DFBOT) Scheme.</b>	Education	OBC Compliance Certificate issued on the 30th of September, 2021. PDT & PSC inaugurated on 21 <sup>st</sup> April 2022	Procurement

## APPENDIX 1: STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
35	Federal Ministry of Education/University of Port Harcourt	The University seeks to develop and construct 110 units of shops. The shopping complex is to be procured via PPP with OSIWOKS Nig. Ltd and is to be located close to the Presidential and Medical hostels in Abuja Park.	Education	Declined issuance of OBC Certificate of Compliance via letter dated 30 <sup>th</sup> December 2021 pending provision of more information in line with N4P.	Development
36	Federal Ministry of Education/University of Port Harcourt	The University seeks for the establishment of a Loading Bay for Taxis/Buses, University Park by the main gate area (Abuja Park).	Education	Letter issued to the University on 11 <sup>th</sup> June, 2021 declining the issuance of OBC Certificate. Declined issuance of OBC Certificate of Compliance via letter dated 30 <sup>th</sup> December, 2021 pending provision of more information in line with N4P.	Development
37	Federal Ministry of Education/ University of Uyo	<b>Construction Of students Hostels on a PPP arrangement.</b> The University of Uyo is seeking to collaborate with a Private Proponent for the development of student hostels at the various campuses of the University with a capacity for 12, 000 bed spaces.	Education	Issued certificate of Compliance on the 25 <sup>th</sup> of May, 2022. A letter dated 14 <sup>th</sup> July, 2022 on the draft advert was sent to University of Uyo.	Procurement
39	Federal Ministry of Health/ University of Ibadan College Hospital	<b>Establishment and Operation of an Independent Power Plant in the University College Hospital</b>	Education/ Power	OBC Certificate of Compliance issued on the 20 <sup>th</sup> of April, 2022	Procurement
40	Airforce Institute of Technology, Kaduna	<b>Unsolicited PPP proposal:</b> submitted by private proponents on the development of students' hostels	Education/ Urban Development	Met with the Management team on the 9 <sup>th</sup> June 2021 and highlighted the processes of Solicited and Unsolicited processes.	Development
41	Ahmadu Bello University Zaria	<b>Development of Shopping Complex and Luxury Apartments at GRA Zaria through a PPP arrangement</b>	Education/Urban Development	OBC certificate of Compliance issued on September 22, 2022	Procurement
42	Federal Ministry of Education/Federal Polytechnic Ado-Ekiti	<b>Development of Hostel complex</b> At Fed-Poly Ado-Ekiti	Education/ Urban Development	Declined issuance of OBC Certificate of Compliance on the 19 <sup>th</sup> of April, 2022	Development
43	Federal Ministry of Water Resources	<b>Gurara 2 Greenfield Multi -Purpose Dam</b> The Concession of the Gurara 2 Greenfield multi -purpose Dam, Niger State includes 300MW of hydropower components of the dam.	Energy	The project is currently in Development Phase. The project land is encumbered and the Ministry is resolving the issue. Thereafter, the Outline Business Case is expected to be forwarded to ICRC. Awaiting the Ministry's response.	Development
44	Federal Ministry of Water Resources	<b>Owena Multi -Purpose Dam water supply (Unsolicited Proposal)</b> The project will provide about 1.5kwh of electricity to the national grid.	Energy	The Commission granted OBC Certificate of Compliance on March 10, 2017.	Procurement
45	Federal Ministry of Water Resources	<b>Development of 9MW Oyan Dam Unsolicited</b> This involves the Operations and Maintenance of 9MW hydroelectric power.	Energy	The Commission has revalidated the OBC Certificate of Compliance (which expired on March 8, 2018) since all key parameters remained the same.	Procurement
46	Federal Ministry of Water Resources	<b>Development of 220MW River Mada Medium hydropower plant in Nasarawa State</b> This involves the Operations and Maintenance of 220MW hydroelectric power.	Energy	The Commission reviewed the updated OBC and issued a Compliance Certificate on February 23, 2018.	Procurement
47	Federal Ministry of Water Resources	<b>Other PPP Projects:</b> i. Concession of Oturkpo Dam for Hydro Power and other purposes.	Energy	The Ministry has been advised to procure a Transaction Adviser that will prepare a bankable OBC report for the project.	Development
48	Federal Ministry of Mines and Steel	<b>Ajaokuta Steel Company Ltd &amp; National Iron Ore Mining Company (NIOMCO)</b> Rehabilitation, completion, management and operation of Ajaokuta Steel Company and National Iron Ore Mining Company (NIOMCO) through PPP Concession agreement.	Energy	Meeting with the Ministry and the TA held on 2 <sup>nd</sup> September, 2022.	Development
49	Federal Ministry of Power/Nigerian Electricity Management Services Agency (NEMSA)	<b>Transformer Repair Services</b> The project is an unsolicited proposal submitted by Kilowatt Electrics Limited (KWEL) to the NEMSA. KWEL is proposing a joint venture partnership with NEMSA to operate the transformer repairs workshop in Ijora Lagos and construction of transformer repair workshops in Port Harcourt and Kaduna centers. The partnership will also include the role of electrical inspection, testing and certification of all electrical installation hitherto performed by NEMSA.	Energy	Technical Bid opening for concessionaire took place on May 17, 2021 Financial Bid opening for concessionaire took place on June 7, 2021.	Procurement
50	Federal Capital Territory/ Abuja Infrastructure Investment Center (AIC)	<b>Small Hydropower Embedded Power from the Wupa Water Treatment Plant Effluent Discharge</b> Wupa Water Treatment Plant Project on a Build Operate and Transfer (BOT) PPP model to produce electric power from the effluent discharge from the plant. Power generation capacity is estimated at 3,346.29kW/day which would power the WWTP and also provide the input for the production of fertilizer and plastics. The power plant is expected to sell excess power to the national grid.	Energy	No correspondence from the Ministry on this since 2017. Awaiting formal correspondence on the way forward from Federal Capital Territory/AIIC.	Development

**STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd APPENDIX 1:**

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
51	Federal Ministry of Power	<b>Concession of 1.2MW Grid Connected PV Solar Power Plant</b> Concession of 1.2MW Grid Connected PV Solar Power Plant at Lower Usuma Dam, Abuja under the Japanese Grant-In-Aid to the FGN	Energy	OBC Certificate of Compliance was issued on 13th September, 2017.	Procurement
52	Federal Ministry of Petroleum Resources	<b>NNPC Refineries Rehabilitation Project</b> The project will involve the rehabilitation of refineries across the country.	Energy	Virtual Bid Opening for EPC Contracts on Port_Harcourt Refinery took place on July 24, 2020. Virtual Bid Opening for EPC Contracts on Warri and Kaduna Refineries took place on 25 August, 2020.	Procurement
53	Federal Ministry of Petroleum Resources	<b>Construction Of LPG And Ethanol/Methanol Plants At Emede Uzere Delta State on PPP Basis</b> The construction of an LPG and Ethanol/Methanol Plant at Emede Uzere, Delta State from Everlinksourcing Ltd to the Ministry of Petroleum Resources. Identification of Public Private Partnership projects for Petroleum Equalization Fund.	Energy	No further Correspondence from Ministry on this project	Development
54	Federal Ministry of Power	<b>700 MW Zungeru Hydro Electric Power Plant.</b>	Energy	Technical bid opening and evaluation for TA selection took place on June 23, 2021. OBC certificate of compliance issued on September 5, 2022.	Procurement
55	Federal Ministry of Petroleum Resources/NNPC	FMoP have sent concept notes to the Commission and are keen to develop the following projects; i. Concession and development of 25MW Katsina Wind Farm ii. Concession and development of 215MW Kaduna Power Plant iii. Concession and development of 10MW lake Chad Basin Development Authority, Borno. Concession and development of 1.2MW Solar facilities at Lower Usuma Dam.	Energy	The Commission received concept notes on April 12, 2018. The Ministry has been requested to update the Concept Notes and engage a TA to assist with the process.	Development
56	Federal Ministry of Power	<b>University of Benin 15MW Solar Project (Unsolicited Proposal)</b> The project is a 15MW PV Solar power to be sited on a 30Hectare parcel of land at the University of Benin Ugbowo Campus.	Energy	RFP evaluation exercise has been conducted by UNIBEN. A virtual meeting was held between ICRC E&U Unit and UNIBEN project Team on the 3rd November 2020 to discuss critical dynamics of the project structure to ensure commercial close can be successfully achieved.  UNIBEN Team is to revert with all the actionable steps discussed and agreed.	Development
57	Federal Ministry of Education	<b>Development of Hydro power from Kiri Dam</b>	Energy	Settlement meeting held on 14th Aug, 2019. The Attorney General and Minister of Justice has issued a Legal Opinion for guidance vide a letter on 22nd July, 2020 on the Kiri suit. At the meeting held with the Minister on May 17 2021, ICRC informed that this procurement should be conducted through a solicited process, hence the ministry should engage a transaction adviser to prepare OBC and Financial Model.	Development
58	Federal Ministry of Water Resources	<b>Solar Power Off - Grid Rural Electrification</b> The provision of off -grid solar power to the remote rural communities in Taraba, Gombe, Niger, Kogi, Ebonyi, Oyo, Ogun, Edo, Akwa Ibom, Katsina and Kebbi states	Energy	Joint OBC/FBC compliance certificate was revalidated on the 7th of October 2020.	Procurement
59	Federal Ministry of Power/ Electrification Agency	<b>40 MW Kashimbila Dam Hydropower Station</b> Kashimbila Dam is a 32m high composite dam with a 40 MW hydropower station located on the Katsina -Ala River, Taraba State, a tributary of the Benue River, approximately 20 km downstream of the Nigeria -Cameroon border. It comprises a zoned rockfill embankment with a central mass gravity ogee spillway, an outlet works which consist of multi level intakes and outlet structure.	Energy	The Commission granted OBC Compliance Certification on October 15th, 2018.  Evaluation of technical bids completed on the 16 <sup>th</sup> and 17 <sup>th</sup> of March 2022. Awaiting approval to open financial bids from the Honorable Minister. Negotiations carried out with preferred bidder in September 2022.	Procurement
60	Federal Ministry of Power	<b>Makurdi Hydropower Project</b> The Makurdi Hydropower Project (Makurdi HPP) was originally conceived as part of the Plan for Electric Power System Development issued by the then National Electric Power Authority [NEPA] in 1974. The planned dam site is located on the Benue River, the primary tributary of the Niger River in Nigeria, about 10 ~ 15 km upstream of Makurdi, the capital of Benue State.	Energy	The Commission granted OBC Compliance Certification on October 15th, 2018. A joint stakeholder meeting was held on the 14 <sup>th</sup> July 2022 at the BPE's office to discuss the status of the project. A key highlight was the increase in the nameplate capacity from 1500MW to 1650MW.  Outline Business case CoC issued on the 28 <sup>th</sup> of August 2022.	Procurement

APPENDIX 1: STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
61	Federal Ministry of Power	Development of 136 MW Manya Hydropower Generation Facility, Taraba State	Energy	The OBC compliance certificate for Manya Hydro Power Plant (HPP) was revalidated on 26th October 2020. OBC Certificate of Compliance revalidated on the 6 <sup>th</sup> of May 2022.	Procurement
62	Federal Ministry of Water Resources	Development of 182 MW Bawarku Hydropower Generation, Benue State	Energy	The OBC compliance certificate for Bawarku Hydro Power Plant (HPP) was revalidated on 26th October 2020. OBC Certificate of Compliance revalidated on the 6 <sup>th</sup> of May 2022. Review of RfQ documents ongoing.	Procurement
63	Federal Ministry of Water Resources	Development of Hydroelectric power from existing 6 Small & Medium from dams across the Country Federal Executive Council (FEC) gave an approval on the 30th November 2016 for 6 dams. 1. Bakolori Dam, Zamfara State 2. Omi - Kampe Dam, Kogi State 3. Doma Dam, Nasarawa State 4. Jibiya Dam, Katsina State 5. Zobe Dam, Katsina State 6. Ikere Gorge Dam, Oyo State	Energy	Ongoing finalization of the Concession Agreements between the Ministry and the Preferred. Bidders for onward transmission to the Federal Ministry of Justice for vetting.  A meeting took place between ICRC, FMOP, and their Legal Advisers AELEX Partners on 27 August 2020 to discuss ICRC's recommendations for Ikere Gorge, Omi Kampe, Bakolori and Zobe & Jibiya hydro power plant Concession Agreements	Procurement
64	Federal Ministry of Power/ Federal Ministry of Water Resources	Development of Small, Medium and Large Hydropower Project Phase 2 Development of hydroelectric power from existing small, medium & large hydro dams in twelve (12) locations nationwide. As shown below: <b>Lot 3A</b> • 7MW Girmi Earth Hydropower Plant, Kaduna State (Brownfield) • 1.2 MW Lower Usuma Hydropower Plant FCT (Brownfield) • 9MW Oyan Hydropower Plant, Ogun State (Brownfield) <b>Lot 3B</b> • 138MW Dasin Hausa Hydropower Plant, Adamawa State (Greenfield) • 40MW Kashimbilla Hydropower Plant, Taraba State (Brownfield) • 92MW Garin Dallii Hydropower Plant, Benue State (Greenfield) <b>Lot 3C</b> • 182MW Bawarku Hydropower Plant, Benue State (Greenfield) • 136MW Manya Hydropower Plant, Taraba State (Greenfield) • 109MW Katsina Ala Hydropower Plant, Benue State (Greenfield) <b>Lot 3D</b> • 700MW Oguma Hydropower Plant, Kogi State (Greenfield) • 1500MW Makurdi Hydropower Plant, Benue State (Greenfield) • 441MW Onitsha Hydropower Plant, Anambra State (Greenfield)	Energy	The preferred and reserve bidders' TA list will be communicated to the Commission once all assessments have been finalized by FMOF.  40MW Kashimbilla Hydropower Plant, Taraba State (Preferred bidder emerged)	Development/ Procurement
65	National Research Institute for Chemical Technology	Pyrolysis plant for the production of carbon black and diesel oil	Energy	OBC has been reviewed prior to the meeting and a report has been sent. Meeting between ICRC and the technical team of NARICT was held on the 20th of August 2021 to discuss on the OBC. NARICT is meant to re-submit the OBC effecting the corrections.	Development
66	National Research Institute for Chemical Technology	Plant for the production of polyester yarn from waste materials	Energy	OBC has been reviewed prior to the meeting and a report has been sent. Meeting between ICRC and the technical team of NARICT was held on the 20th of August 2021 to discuss on the OBC. NARICT is meant to re-submit the OBC effecting the corrections.	Development
67	National Research Institute for Chemical Technology	Plant for the production of Bioplastic from biomass	Energy	OBC reviewed and a report sent. Meeting between ICRC and the technical team of NARICT held on August 20 2021 to discuss on the OBC. NARICT is meant to re-submit the OBC effecting the corrections.	Development

**STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd APPENDIX 1:**

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
68	Petroleum Equalization Fund	Identification of Public Private Partnership projects	Energy	Meeting with the management staff of PEF and ICRC on the 19th day of August. PEF yet to decide projects to be undertaken as PPPs.	Development
69	Itisi Hydropower	Development of the 40MW hydropower in Kaduna State	Energy	Outline Business Case CoC issued on the 2nd of August 2022.  Review of RfQ documents completed.  Project on hold due to request for Viability Gap Funding.	Procurement
70	Federal Ministry of Power	<p><b>Identification of PPP Projects for screening, prioritization and approval for procurement</b> Signed Memorandum of Understanding for Potential areas of collaboration.</p> <p><b>The following projects are under consideration:</b></p> <ul style="list-style-type: none"> <li>i. Establishment of Federal Ministry of Environment's Clean and Green Campaign to end open defecation in public areas by 2019 by providing Public Toilets nationwide. Pilots to be in FCT public schools, motor parks and market places; and extended to the 36 States.</li> <li>ii. Framework for Plastic Industry and other private sector companies to take plastic waste off the streets by 2019</li> <li>iii. Development of a New Head Office for the Federal Ministry of Environment (to be completed in 2018)</li> <li>iv. Establishment of Scrap metal recycling facility, Sokoto, Sokoto State.</li> <li>v. Establishment of Scrap metal recycling facility, Kaduna, Kaduna State.</li> <li>vi. Establishment of Scrap metal recycling plant, Emuoha, Rivers State.</li> <li>vii. Establishment of Scrap metal recycling plant, Owerri, Imo State.</li> <li>viii. Establishment of Ozone village in Ikenne Ogun State.</li> <li>ix. A pilot indigenous project to capture Biogas from faeces/ urine in Federal Government Girls Secondary School, Abaji, Abuja FCT</li> </ul> <p>Development of Pilot Cotter Mitigation from lanfill for Energy production Wupa Lanfill, Wupa Village Abuja</p>	Environment	Meeting held on 30th May, 2019 between Ministry of Environment and ICRC regarding pipeline projects submitted to the Commission in 2018 and the way forward for reviving PPPs within the Ministry.	Development
71	Federal Ministry of Environment (FMoE)	<p><b>Establishment of a Bamboo Value Chain</b> Establishment of a Bamboo Value Chain Business including maintaining, managing and scaling up the Bamboo factory in Lokoja, Kogi state</p>	Environment	Awaiting the submission of an updated OBC by the Ministry.	Development
72	Federal Ministry of Health	<b>Management Equipment Services (MES) project: To provide Medical Equipment and services in Government Hospitals</b>	Health	Meeting on MES sub-committee held on the 3rd and 29th of July 2019 to review MES Concept note.	Development
73	Federal Ministry of Health/ University of Port Harcourt Teaching Hospital	<b>Construction of staff housing estate, shopping complex and new House Officers' (Doctors') quarters</b>	Health	Awaiting response from the University after a letter of non-viability was sent by ICRC	Procurement
74	Federal Ministry of Health	<p><b>Development of Oncology Centre of Excellence for Cancer Care in 8 Teaching Hospitals across the Geopolitical zones Federal Ministry of Health</b> The FGN through the Federal Ministry of Health seeks to procure and manage Oncology equipment in Federal Teaching Hospitals across the Country.</p>	Health	The PDT has adopted the option of Traditional Procurement / Leasing where payment is tied to equipment management and service/the continuous function of the machine on service delivery. Awaiting further steps from the Ministry.	Procurement
75	Federal Ministry of Health	<p><b>Upgrade of the 3rd Phase of Teaching Hospital Rehabilitation Project</b> The Federal Government through the Federal Ministry of Health seeks to Rehabilitate 7 Teaching Hospitals and Construct a 500 -bed state -of-the-art specialist hospital through PPP. This is the 3rd of the Teaching Hospitals rehabilitation process. The 1st and 2nd Phases were done with government funds</p>	Urban Development	<p>OBC Certificate of Compliance was revalidated and re -issued to the Federal Ministry of Health on the 24th of August, 2020, for an accelerated negotiated PPP pilot scheme for six (6) teaching hospitals, one in each of the Nation's geopolitical zones.</p> <p>OBC Certificate of Compliance was revalidated and re -issued to the Federal Ministry of Health with some adjustment of scope by the Federal Ministry of Health on the 30th of Dec, 2021.</p>	Procurement



APPENDIX 1: STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
76	Federal Ministry of Health	<b>Orthopedic Hospital, Dala Kano</b> The proposed PPP seeks to construct staff quarters with the premises, conversion of existing bungalow within the hospital premises to commercial guest house, equipping the Hospital mortuary building and Equipping, Finishing and Operation of a Private wing of the Hospital.	Health	The Ministry is in the process of procuring Transaction Adviser to prepare an Outline Business Case to determine project viability and bankability.	Development
77	Federal Ministry of Health (FMoH)	<b>Establishment of Anti Snake Venom Production Facility in Nigeria through PPP</b> The Ministry seeks the Establishment of Anti Snake Venom Production Facility through PPP.	Health	Inter-Ministerial Committee meeting held on 27th May, 2019 on proposed EDTV.	Development
78	Federal Ministry of Health Federal College of Education (Technical) Bichi, Kano State.	<b>Development of hostel facilities and supermarket</b> FCE Bichi (Technical) seeks guidance to develop hostel accommodation.	Health	The submitted document has been reviewed and the College has been asked to submit additional documents. The Commission is awaiting response from FCE Bichi.	Development
79	University of Calabar Teaching Hospital. Federal Ministry of Health	<b>Students &amp; Staff residential accommodation</b> Unsolicited proposal for the Design, Build, Manage and Transfer of Students & Staff residential accommodation within the Hospital	Health	No correspondence from the University on this project since 2020	Development
80	Federal Ministry of Health	<b>Oncology Centre and Operation of Oxygen Gas Plant at Aminu Kano Teaching Hospital, Kano</b> The management of Aminu Kano Teaching Hospital, Kano wrote to the Honourable Minister proposing the implementation of the following projects through PPP: Establishment of Radiotherapy/Oncology Centre and Operation of Oxygen Gas Plant.	Health	Last PDT meeting was held on September 12 2018. Monitoring visit held on 31 Jul- Aug 2 2019.	Development
81	Federal Ministry of Health	<b>Deployment of Thermal Health Scanners at the entry and exit points in Nigeria</b> In Compliance with International Health Regulations 2005 (IHR 2005) for the prevention and spread of diseases the Ministry of Health is desirous of deploying thermal health scanners at entry/exit points of the country.	Health	A PDT meeting was held on 5th July, 2019 to discuss issues raised by Federal Ministry of Finance on the OBC.	Development
82	Federal Ministry of Health	<b>Abuja Healthcare City project</b>	Health	PDT meeting held on 19 May 2019 to assess draft OBC.	Development
83	Federal Ministry of Health	<b>National Orthopaedic Hospital, Enugu</b>	Health	OBC Certificate of Compliance was withheld pending adjustments. Letter was dispatched on 20th July, 2020.	Development
84	Federal Ministry of Health/Usmanu Danfodio University, Sokoto	<b>Public Private Partnership Initiative</b> Pharmaceutical Products and Surgical Consumables and Diagnostic Laboratory Services in Usman Danfodio University Teaching Hospital, Sokoto	Health	The Commission has reviewed the submitted document and advised the University to provide more information to confirm viability and bankability of the project.	Development
85	Federal Ministry of Health	<b>Development of Advanced Surgeries Centres in Nigeria:</b> The Federal Ministry of Health, submitted an unsolicited proposal developed by LAANJ International Ltd, requesting the Federal Government to allocate specific departments in three Nigerian Public hospitals, one each in Abuja, Jos and Port Harcourt, where they can bring in experts from India at intervals to perform advanced surgeries. The proposal aimed to be established as an Operation and Management (O & M) Public Private Partnership (PPP) model	Health	Review of the OBC completed. Awaiting response from FMoH.	Development
86	Federal capital Territory Administration / Abuja Properties Development Company APDC	<b>Development of District Hospitals</b> <b>Development of district hospitals in Wuye, Galadimawa and Lugbe Districts of the Federal Capital City.</b>	Health	Meeting between ICRC and officials of the FCT Hospitals Management Board held on February 17th 2021 on commencement of the PPP for the development of the hospitals. The project is on hold due to lack of fund to procure TA.	Development

**STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd** **APPENDIX 1:**

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
87	Federal Ministry of Health	<b>Memorandum of Understanding for the Public Private Partnership On Medical Laboratory Diagnostic Services at Ahmadu Bello University Teaching Hospital, Zaria (ABUTH).</b> Federal Ministry of Health submitted an unsolicited proposal requesting the ABUTH Zaria to allocate space, electricity, water and security. While DNA LABS will supply all equipment and provide efficient Lab services in the following areas: i. Chemical Pathology ii. Immunology iii. Microbiology iv. Hematology v. Forensics vi. Molecular Diagnostics  The Medical Laboratory Diagnostics Services is proposed to be established as a Supply, Operate and Management Public Private Partnership (PPP) which aims at making huge improvement in the quality-of-service delivery and earning capacity of the Hospital.	Health	The Commission has reviewed the document and advised the Ministry to provide more information to confirm viability and bankability of the project.	Development
88	Federal Ministry of Health/UCH Ibadan	<b>Proposed renovation and upgrading of School of Nursing students' hostel in the hospital</b>	Health	OBC Certificate of Compliance issued on the 22 <sup>nd</sup> of March, 2022. Response letter written to UCH, Ibadan on the resubmission of OBC and financial model dated 23 <sup>rd</sup> May, 2022	Development
89	NNPC/NNPC Medical Services Limited (NMSL)	<b>Development of Multi Specialty Hospitals</b> The NNPC through its subsidiary seek to develop 5 Multi specialties hospitals in 5 locations, these locations are: Maiduguri, Port Harcourt, Lagos, Kaduna and Abuja. It also proposed the Establishment of Intravenous Fluid Plant in Kano through PPP methodology.	Health	OBC Compliance Certificates issued to NMSL on the 1 <sup>st</sup> of April, 2022 for the proposed Multi-Specialist Hospitals (MSH) in Abuja and Port-Harcourt. OBC Compliance Certificates issued to NMSL on the 21 <sup>st</sup> of July, 2022 for the proposed Kano Intravenous Fluid (IVF) Plant project. OBC Compliance Certificates issued to NMSL on the 21 <sup>st</sup> of July, 2022 for the proposed Multi-Specialist Hospitals (MSH) in Lagos. OBC Compliance Certificates issued to NMSL on the 21 <sup>st</sup> of July, 2022 for the proposed Multi-Specialist Hospitals (MSH) in Maiduguri.	Procurement
90	Federal Ministry of Health (Port Health)	<b>Decontamination &amp; Fumigation Project</b> for vessels arriving all seaports in Nigeria (Lagos, Rivers, Delta, Calabar, etc)	Health	OBC Compliance Certificate issued on the 12th April, 2022	Procurement
91	Federal Ministry of Interior	<b>Development of Advanced Passenger Information API, and Passenger Name Record PNR Portals</b> The Nigeria Immigration Service (NIS) through the Ministry of Interior are developing an Advanced Passenger Information API, and Passenger Name record PNR portals.	ICT	No correspondence from the Ministry on this since 2019  Project on hold.	Development
92	National Lottery Regulatory Commission/ National Lottery Trust Fund	<b>Deployment of Central Management System Platform</b> The National Lottery Regulatory Commission/ National Lottery Trust Fund are seeking to deploy of Central Management System Platform	ICT	Awaiting formal correspondence on the way forward from NLRC/NLTF	Development
93	Federal Fire Service	<b>Development of National Fire Data Repository Center (NFDRC)</b> The project involves the upgrade, rehabilitation, operation and maintenance of the NFDRC Enterprise Unit through a PPP arrangement that provides an ICT -based system to ensures speedy detection and rapid response to fire emergencies in a self -funding and sustainable manner. The project will cover the design and development of the NFDRC systems.	ICT	Full Business Case revalidated on May 23, 2022	Procurement
94	Federal Fire Service/ Federal Ministry of Interior	<b>Safety Systems Networking, Monitoring and Dispatcher Real-Time Integration System (LSSNMDI)</b>	ICT	OBC certificate of compliance issued on June 21, 2021. RfQ closed evaluated Direct negotiations with preferred bidder to commence on October 6, 2022	Procurement
95	Federal Ministry of Finance, Budget and National Planning	<b>Development, deployment and management of Automated Customs Gateway Portal for Import Duty Exemption Certificate (IDEC) and Imported Vehicle identification Number Registration (VREG)</b>	ICT	FEC approved the project on November 29 2019 Next Step: contract Signing and custody of agreement	Procurement

APPENDIX 1: STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
96	Federal Ministry of Justice	<b>Criminal Justice Management Information System (CJMIS)</b> The (FMoJ) received an Unsolicited Proposal from ECR Technology Services Limited seeking to utilize the application of a Criminal Justice Management Information System that will enable an economically viable way of implementing the Criminal Justice Act (2015).	ICT	Awaiting further correspondence on the project from the MOJ	Development
97	Federal Ministry of Industry, Trade & Investment (FMITI)	<b>Digital Industry Trade and Investment Platform (DITIP)</b>	ICT	Meeting held with the Ministry on the 25 <sup>th</sup> January, 2022 advising the Ministry on various options and their outcomes for the project.	Development
98	National Communications Commission	<b>Deployment of a Centralized Device Management System (DMS)</b> The procurement of Device Management Solutions (DMS) to combat counterfeit and sub-standard ICT devices in Nigeria.	ICT / Communications	Engagement of TA is ongoing, involving: A meeting was held with NCC and the proponent for the amendment of the scope of the project on the 7 <sup>th</sup> of July 2022. The scope was adjusted to accommodate the monitoring of the activities within the digital economy. At RFP stage	Procurement
99	National Communications Commission	<b>Deployment of a Revenue Assurance System (RAS)</b> The procurement of Revenue Assurance (RAS) to combat revenue leakages amounting to N1Trillion naira annually in the telecoms market generally.	ICT / Communications	NCC sent a letter on the 20 <sup>th</sup> of May 2022 updating new financial partners for the project.  The Commission sent its opinion to NCC on the expansion of the scope on the 28 <sup>th</sup> of August 2022.	Procurement
100	National Space Research & Development Agency (NASRDA)	<b>Research and Development of Satellite Technology and Equipment for the Provision of cost-effective satellite broadband to rural Nigeria.</b>	ICT / Communications	Letter from the Office of the National Security Adviser received on May 22, 2022. Issuance of FBC CoC on the 27 <sup>th</sup> of June 2022.	Procurement
101	National Space Research & Development Agency (NASRDA)	<b>Concession of Planetarium and Museum</b> The project seeks to equip, operate and maintain the Planetarium and Museum at the Obasanjo Space Centre Abuja.	ICT / Communications	Full Business Case Certificate of Compliance issued on July 25, 2022	Procurement
102	Federal Ministry of Finance	<b>Integrated Secure Track and Trace Solution</b> Designed to monitor goods and services subject to excise duties	ICT/Finance & revenue	Outline Business Case Certificate issued on September 26, 2022	Procurement
103	Federal Ministry of Industry, Trade & Investment	<b>Development of SME Portal</b> A technology enabled platform project that will encourage more MSMEs to be attracted into the formal sector.	Industry, Trade and Investment	FBC Certificate of Compliance was issued on the 26th April, 2019. FEC has approved the FBC certificate. Next Step: contract Signing and custody of agreement	Procurement Awaiting Commercial Close
104	Federal Ministry of Industry, Trade and Investment	<b>Development of Okerete Transnational Border Market at Saki West LGA, Oyo State</b> The Ministry intends to establish transnational border markets to promote regional integration, create employment in rural areas and reduce high incidence of smuggling across Nigeria's borders. The intention is to create them at 6 geo-political zones of the country starting with Okerete, in South West region.	Industry, Trade and Investment	It was unanimously agreed at the Technical Committee meeting that the road leading to the site should be graded and tarred as well as include the construction of a bridge that will link Nigeria and the Republic of Benin.	Development
105	Federal Ministry of Industry, Trade & Investment and Niger State	<b>Babanna Transnational Border &amp; Regional Market Project</b> Integration of informal trade with the formal sector, Elimination of smuggling, Revenue generation, Enhancement of bilateral integration and trade, Enhancement of security along the border are all aspects of this Transnational border project.	Industry, Trade and Investment	A Technical Committee meeting held on 23rd January, 2020 to chart a way forward for the project. The meeting agreed to develop a TOR for the engagement of TA on the project.	Development
106	Federal Ministry of Petroleum Resources & NNPC	<b>Rehabilitation of NNPC Pipelines Network and Storage Facilities Under a BOT Model</b> The project has been submitted by NNPC providing a Business Case for the BOT Model for the rehabilitation of the NNPC's pipeline Network and Storage Facilities.	Petroleum/ Energy	OBC Certificate of Compliance issued on July 22, 2021 Virtual evaluation of bidders held between 25 <sup>th</sup> July to 29 <sup>th</sup> July 2022. Awaiting submission of procurement report for endorsement by the Evaluation Committee.	Procurement
107	Nigerian Shippers' Council	<b>Development of Ibadan Inland Dry Port (IDP) under PPP Model</b> The NSC in facilitating trade and protection of cargo interest in all transport modes and its mandate as the economic port regulator is promoting the development of Ibadan Inland Dry Port (IIDP) in Ibadan, Oyo State under PPP arrangement. The NSC in partnership with Oyo State Government intend to enter into joint-venture PPP with a top tier private sector partner to establish an Inland Dry Port at Olorisaoko on the Iseyin-Ibadan road, Ibadan, Oyo State.	Port/ICD	<b>Next steps:</b> • Conclusion and forwarding of FBC report to the Commission for issuance of compliance certificate. • FEC approval • Commercial Close • Financial Close No communication since 2018	Procurement

STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd **APPENDIX 1:**

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
108	Federal Ministry of Transportation / Nigeria Shippers Council (NSC)	<b>The Dagbolu Inland Container Depot (ICD):</b> (Solicited Proposal) The project concerns the development of a Greenfield ICD in Osun State, South-West Nigeria. The ICD is being developed to exploit the strategic advantages in Nigeria's huge export and import market by making the country a trans-shipment hub for the West African region. The ICD when developed would provide storage and cargo handling facilities for export and import of containerized cargo to and from the hinterland of Nigeria especially around the Southwest states of Ondo, Ekiti, Osun; Edo State and Kwara State.	Ports Sector	The Commission reviewed the RFP and approved it for NSC to issue to the prequalified bidders.  Next step: Advertisement in the print media for the selection of preferred concessionaire.	Procurement
109	Federal Ministry of Transportation / Nigeria Shippers Council (NSC)	<b>Development of Inland Container Depot (ICD) in Lolo, Kebbi State:</b> (Unsolicited Proposal): The Economic Reform Programme, approved the setting up of Lolo Inland Container Depots (ICD) to provide port services to shippers. (OBC) received from the Nigeria Shippers Council (NSC) in respect of the unsolicited proposal developed by Deltatlantic Nigeria Ltd.	Ports Sector	The Commission re-issued an OBC Certificate November 8, 2017.  Negotiations have stalled with preferred bidder Deltatlantic Nigeria Limited despite repeated attempt to carryout due diligence on the land and the investor. This has delayed further progress on the project	Procurement
110	Federal Ministry of Transportation / Nigeria Shippers Council (NSC)	<b>Development of Inland Container Depot (ICD) in Onitsha, Anambra State:</b> This has a design that consists of an annual 5,000 TEUs capacity facility which can be expanded with increasing throughput.	Ports Sector	The Commission issued an OBC Certificate November 8, 2017. Next step: Advertisement in the print media for the selection of preferred concessionaire.	Procurement
111	Federal Ministry of Transportation / Akwa Ibom State Government	<b>Ibom Deep Sea Port Project</b> (Solicited Proposal): The Ibom Deep Sea Port (IDSP) project involves the development of a Greenfield Deepsea Port and accompanying Free Trade Zone (FTZ) in Akwa Ibom State in the South-South geopolitical zone of Nigeria. The proposed Port and FTZ are part of the proposed Ibom Industrial City initiative that will be established on a 14,400-hectare site donated by the Akwa Ibom State Government (AKSG) at no value. The IDSP project is intended to become a major national and regional economic gateway that will provide additional container handling capacity for the country. In addition to containers, the IDSP is expected to handle petroleum products (export and import), crude oil and natural gas (export), vehicles (import) and bulk trade in natural resources (import and export). It is planned to be the deepest port in the West African sub-region.	Ports Sector	Preliminary negotiation meeting with the preferred bidder, (Bollore/Power China Consortium) was done on January 9th, 2020 in Lagos.  The Commission Revalidated the Full Business Compliance certificate to the FMoT/NPA on 12th Feb, 2020  After expiration of certificate, the Commission once again revalidated and re-issued FBC certificate on 17th September, 2020 with 6 months validity.  FEC approved the FBC on 16th December  <b>Next Steps:</b> Commercial Close Financial Close	Procurement
112	Federal Ministry of Transportation (FMoT) / Nigerian Ports Authority (NPA)	<b>Kirikiri Port Lighter Terminal I &amp; II</b> (Solicited Proposal): The Federal Government aims to procure concessionaires to rehabilitate and upgrade these terminals which were hitherto selected as fishing terminals. The project development and procurement costs are being sponsored under International Development Association (IDA) Credit to the Federal Government of Nigeria for PPP support.	Ports Sector	The Financial bids for KLT II was opened and Tin Can Inland Container Terminal Limited (TICT) emerged as the preferred bidder.  Project Closeout & Negotiation with TICT for Kirikiri Lighter Terminals took place 11th – 14th June, 2018.  No correspondence on this project since 2018	Procurement
113	Federal Ministry of Transportation/ Nigerian Ports Authority	<b>The Development of Deep Sea Port in Badagry, Lagos</b> The project is a Greenfield development designed to cater for containers, dry bulk, liquids, Ro-Ro, oil & gas products, and also operate a free trade and local logistic zones.	Ports Sector	Project approved by FEC on August 3, 2022 for 45 years concession period	Procurement
114	Federal Ministry of Transportation/Cross River State Government (CRSG)	<b>The Development of the Bakassi Deep Sea Port</b> The Cross River State Government intends to develop a sea port at Bakassi under a PPP arrangement, in pursuance of which it sought the collaboration of the Federal Government of Nigeria in accordance with existing legal framework for port development in implementing the proposal.	Ports Sector	Outline Business Case Certificate of Compliance was granted for the project on 25th September, 2019 to enable the project to proceed to procurement phase.  Bid opening of RfP took place on 17 <sup>th</sup> June, 2022	Procurement
115	Federal Ministry of Transportation / NPA	<b>Port Single Window</b> The project involves the introduction of electronic single window platform that can effectively coordinate all port related/cargo clearance activities capable of potentially transforming port operations to a seamless, paperless system by eliminating redundant procedures and duplications.	Ports Sector	The Ministry is in the process of procuring a Transaction Adviser (TA) to prepare an Outline Business Case to determine the project's viability and bankability. Next step: Awaiting procurement of TA and preparation of OBC.	Development

## APPENDIX 1: STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
116	Federal Ministry of Transportation / NPA	<b>National Freight Intelligence and Transportation Hub (NAFITH)</b> The project involves an application of information and communications technology (ICT) in the management of transport problems. It seeks to leverage on new innovation to provide needed solutions to the teething transport problems in Apapa.	Ports Sector	The Ministry is in the process of procuring a Transaction Adviser (TA) to prepare an Outline Business Case to determine the project's viability and bankability. <b>Next step:</b> Awaiting procurement of TA and preparation of OBC	Development
117	Federal Ministry of Transportation / NPA	<b>Koko Port Concession</b> FGN is seeking to grant a new Concession over the Koko Port since 2017. NPA is conducting hydrographic studies to determine the best way the channels leading to Koko port could be optimally utilized. The transaction for this general cargo port will consist of a 180 m quay and apron, and a transit shed. A plan view of the Koko Terminal lease will consist of the following facilities: A 175 m long quay and apron; • Additional waterfront for future expansion;	Ports Sector	The NPA is in the process of procuring a Transaction Adviser (TA) to prepare an Outline Business Case to determine the project's viability and bankability. <b>Next Step:</b> Awaiting procurement of TA and preparation of OBC.	Development
118	Federal Ministry of Transportation / (NPA)	<b>Ikorodu Lighter Terminals</b> The port is dedicated to salvaging unclaimed or overtime containers in the ports, with a view to providing needed solutions to port congestions and pave way to smoothen the new concessionaire's operations in the ports.	Ports Sector	The Ministry is in the process of procuring a Transaction Adviser (TA) to prepare an Outline Business Case to determine the project's viability and bankability. <b>Next Step:</b> Awaiting procurement of TA and preparation of OBC.	Development
119	Federal Ministry of Transportation / (NPA)	<b>Provision of Utilities to the Ports</b> The FGN is desirous in using PPP procurement method for the provision of utilities to the ports. These include, but are not limited to the provisions of power and water.	Ports Sector	The Ministry is in the process of procuring a Transaction Adviser (TA) to prepare an Outline Business Case to determine the project's viability and bankability. <b>Next Step:</b> Awaiting procurement of TA and preparation of OBC.	Development
120	Federal Ministry of Transportation / (NIMASA)	<b>PPP Projects:</b> i. Ship building yard with breaking, recycling technology and wreck identification and removal. ii. Management and operations of the modular/floating dry dock (outsourcing). iii. Procurement of operational vessels, maritime patrol aircraft, coordination/surveillance centre and other operational equipment (Finance lease) iv. Outsourcing of NIMASA's Training Centre and Guest House at Nigerian Maritime Resource Development Centre (NMRDC), Kirikiri, Lagos state. v. PPPs to develop a Multilevel car park at NIMASA Headquarters vi. Unsolicited proposal for Development of platform for pollution Verification Gross Mass Imo Solar- safety of life at sea	Ports Sector	The Ministry is in the process of procuring a Transaction Advisers to prepare an Outline Business Case to determine the project's viability and bankability. <b>Next Step:</b> Awaiting procurement of TA and preparation of OBC.	Development
121	Federal Ministry of Transportation (FMOT)/ National Inland Waterways Authority (NIWA)	<b>PPPs for the following facilities:</b> i. Warri Dockyard ii. Lokoja Dockyard iii. Concession of Abam Ama Jetty at Port Harcourt iv. Buoyage Vessels (B/V Anam at Onitsha) v. Buoyage Vessels (B/V Bajibo at Lokoja, Kogi State) vi. Buoyage Vessels (B/V Nembe at Lokoja, Kogi State) vii. Buoyage Vessels (B/V Numan at Lokoja, Kogi State) viii. Motor Ferry (M/F Calabar at Lokoja, Kogi State) ix. Motor Ferry (M/F Effiat Mbo at Lokoja, Kogi State) x. Motor Ferry (M/F Donga at Makurdi, Benue State) xi. Water Bus (W/B) at Yauri, Kebbi State xii. 3 Nos. 40-45 Passenger Sitter Ferries at Lokoja, Kogi State xiii. Water Hyacinth Clearing Equipment (Water Master Classic III at Onitsha) xiv. 2 Nos. 40-45 Passenger Sitter Ferries at Lagos xv. Marina Jetty at Lagos xvi. Apapa Jetty at Lagos xvii. Oyingbo Jetty at Lagos xviii. Maraoko Jetty at Lagos xix. Abayomi Drive Jetty at Lagos xx. Osborne Jetty at Lagos Calabar Jetty at Calabar	Ports Sector	The Ministry is in the process of procuring Transaction Advisers (TAs) to prepare an Outline Business Case to determine the projects' viability and bankability. <b>Next Step:</b> Awaiting procurement of TA and preparation of OBC.	Development

STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd **APPENDIX 1:**

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
122	Federal Ministry of Transportation / Nigeria Shippers Council (NSC)	<b>Development of Inland Container Depot (ICD) in Benin, Edo State</b> The Benin Dry Port is proposed to provide a one stop cargo reception and clearance facility to boost exports from and imports into Edo State particularly and Nigeria's South-South, South East and some States in the Middle Belt regions in general. It is expected to provide proper handling and logistics services.	Ports Sector	According to the NSC, there is need to conduct Gap-Analysis with a view of advising the proponent on the steps to be taken before declaring the project as port of Origin and port of Destination.	Development
123	Federal Ministry of Transportation / Nigeria Shippers Council (NSC)	<b>Development of Vehicle Transit Area (VTA) in Obollo-Afor, Enugu State</b> The NSC proposes to facilitate the development of VTAs through PPP with facilities for short-term breaks as well as long-term parking services where truck drivers can get fuel, food, restrooms, showers and basic supplies like oil and spare parts as well as servicing and repairs of haulage vehicles. The VTAs will have the following facilities including but not limited Gas Station, Hotel and Motel, Restaurants, Mechanic Workshop, Fire Station, Police Post, Automated Cargo Tracking System.	Ports Sector	The Commission revalidated the OBC 15th February, 2021.  <b>Next Step:</b> Process leading to the selection of concessionaire.	Procurement
124	Federal Ministry of Transportation / Nigeria Shippers Council (NSC)	<b>Development of Vehicle Transit Area (VTA) in Lokoja, Kogi State</b> The NSC proposes to facilitate the development of VTAs through PPP with facilities for short-term breaks and also long-term parking services where truck drivers can get fuel, food, restrooms, showers and basic supplies like oil and spare parts as well as servicing and repairs of haulage vehicles. The VTA will have the following facilities including but not limited to Gas Station, Hotel and Motel, Restaurants, Mechanic Workshop, Fire Station, Police Post, Automated Cargo Tracking System.	Ports Sector	Halcrow Infrastructure Consortium appointed as Transaction Adviser.  OBC Certificate of Compliance was issued for the proposed project on 24th October, 2018.  <b>Next Step:</b> Commencement of procurement process for the selection of concessionaire. The Commission after review of updated OBC report revalidated the OBC 24th June, 2021.	Procurement
125	Federal Ministry of Transport/Nigerian Ports Authority	<b>The Rehabilitation and Expansion of the Burutu Port</b> Burutu Port is located in Burutu Local Government Area of Delta State. The current Port is on a 40.716 Hectares of Land and was originally built as a logistic Port for the export of Solid minerals and Agricultural Produce as well as importation and transportation of foreign goods from Europe for onward movement to the hinterland River Ports via the inland waterway.	Ports Sector	The Commission revalidated the updated OBC on 1st February, 2021  Site visit to the Burutu port project took place 28th-30th July, 2021 <b>Next step:</b> Taking the project through Modified Swiss Challenge Process	Procurement
126	Federal Ministry of Transportation (FMOT)	<b>Development of Bonny Deep Water Port</b> The FGN intends to develop the Bonny Deep Water Port through PPP arrangements in order to improve transportation opportunities and boost economic activities along south-south, south east, north central and north east geo-political economic corridors and ease pressure on the western ports – Apapa and Tin Can Island which at the moment handles about 90% of cargo throughput in the country.	Ports Sector	The Commission granted the OBC Compliance Certificate on 22nd June, 2020; and granted the FBC Compliance Certificate on 24th August, 2020  FEC approved by the FBC on 7th October, 2020  <b>Next Step:</b> • Commercial Close • Financial Close	Procurement
127	Federal Ministry of Transportation (FMOT)/ National Inland Waterways Authority (NIWA)	<b>Re-development of NIWA Marina Land, Lagos State</b> The project involves the re -development of a narrow strip land measuring 3.9 hectares with plans to reclaim 39.2 hectares to a total of 41.1 hectares in Marina, Lagos; both the land and water areas are under the jurisdiction of the National Inland Waterways Authority (NIWA). The facility is currently being used for berthing and docking of passengers' boats and other vessel services referred to as "marina land".	Ports Sector	The Commission reviewed and granted the OBC Compliance Certificate to the Honourable Minister of Transportation on 29th December, 2020.  <b>Next Step:</b> Commencement of procurement process for the selection of concessionaire.	Procurement
128	Federal Ministry of Transportation / (NIMASA)	<b>Management Contract to Operate, Maintain and Transfer (OMT) of NIMASA Floating Dry Dock, Lagos</b>  NIMASA is seeking a management contract for the operation and management of its Floating Dry Dock (FDD) on a commercial basis through a competitive bidding process.  The NIMASA Modular Dry-Dock for the dry-docking of all possible vessels, including tugs supply vessels, fishing vessels and normal vessels has overall length of 110m, Beam: 30.2m external' Depth: 12m' Vessels draught	Ports Sector	The procurement process led to emergence of a preferred bidder - Jmarine Logistics. The Commission issued the FBC Compliance Certificate on 25th April, 2020 and revalidated on March 3, 2021.  A contract negotiation meeting between NIMASA and, the preferred bidders for the NIMASA Floating Dry Dock, Lagos, was held on Thursday, February, 25th 2022.	Procurement

APPENDIX 1: STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
129	Federal Ministry of Transportation / (NIMASA)	<b>Eastern Offshore Waste Reception Facility (EOWREF) Concession under a Design, Finance, Build, Operate, Maintain and Transfer (DFBOMT) PPP arrangement.</b>  In line with NIMASA's vision, the Agency attempted to address the issue of setting up Offshore Reception Facilities between 2007 and 2012 but was unsuccessful due to the absence of regulations to back any proposals for the establishment of the facilities. Irrespective of the introduction of these new regulations, NIMASA has not been able to actualize its obligations of MARPOL 73/78 due to economic and budgetary challenges, hence the agency's effort in sourcing the PPP procurement option. There's currently no established OWRF to meet the needs of ships visiting offshore terminals.	Ports	OBC Certificate of Compliance was issued for the proposed project on 3 <sup>rd</sup> September, 2021.  Due diligence was conducted on <b>Frigate Upstream &amp; Energy Services Ltd, the technical partner to XPO Marine Service LTD, the preferred proponent for the Eastern Offshore Waste Reception Facility on 12<sup>th</sup> and 13<sup>th</sup> January, 2022. Full Business Case (FBC) was issued on Eastern Offshore Waste Reception Facility (EOWRF) on 22<sup>nd</sup> February, 2022.</b>  Next step: FEC approval of FBC and signing of Concession Agreement.	Procurement
130	Federal Ministry of Transportation / (NIMASA)	<b>Central and Western Offshore Waste Reception Facility (CWOWREF) Concession under a Design, Finance, Build, Operate, Maintain and Transfer (DFBOMT) PPP arrangement.</b>	Ports	<b>Full Business Case (FBC) was issued on Central and Western Offshore Waste Reception Facility (CWOWRF), on 22<sup>nd</sup> February, 2022.</b>  Next step: FEC approval of FBC and signing of Concession Agreement.	Procurement
131	Federal Ministry of Transportation / NPA	<b>APAPA PORTS COMPLEX, LAGOS</b> The project entails the complete refurbishment and operation of the water system at the Apapa Port to ensure adequate water supply to vessels. NPA intends to increase the capacity of the water treatment plant from 50 to 100 cubic meter per hour.	Ports	OBC Certificate issued on 17 <sup>th</sup> May, 2022 for the project to proceed to procurement phase subject to a Swiss Challenge.  Next step: Procurement of Concessionaire	Procurement
132	Federal Ministry of Transportation / (NPA)	<b>TIN CAN ISLAND PORT LAGOS</b> Tin Can Island Port is located north - west of Apapa Port Complex, Lagos and it is the second busiest port in Nigeria. The port handles diversified cargo with each terminal operator specializing in different forms of cargo (Dry and Wet bulk cargo, Box-Containerized cargo, RORO services). The port handles vessels ranging from 100m – 260m can handle ships of about 30,000 tonnes.	Ports	The Commission issued Nigerian Ports Authority (NPA) an OBC Certificate on 17 <sup>th</sup> May, 2022 for the project to proceed to concessionaire procurement phase subject to a Swiss Challenge  Next step: Procurement of Concessionaire	Procurement
133	Federal Ministry of Transportation / Nigeria Shippers Council (NSC)	<b>Concession of Tincan Island Truck Transit Park, Lagos State</b>  The Federal Ministry of Work and Housing (FMoW&H) is desirous in engaging private sector investors for the concession of a Truck Transit Park in Apapa Tincan Island under a Public Private Partnership (PPP) arrangement.	Transport /Urban Development	OBC Certificate of Compliance was issued for the proposed project on 21 <sup>st</sup> January, 2022  Next step: PPP procurement stages of RFQ and RFP	Procurement
134	Federal Ministry of Education/University of Abuja	<b>Development of Trailer Park on BOT with Gwagwalada Area Council</b>	Transport/Urban development	Declined issuance of OBC Certificate of Compliance due to non -compliance on the 16 <sup>th</sup> of June 2022	Development
135	Federal Ministry of Transportation/ Nigerian Railway Corporation (NRC)	<b>Greenfield Railway Lines across Nigeria</b> • Lagos – Shagamu- Ijebu Ode- Ore- Benin City (300km) (standard gauge). • Benin- Agbor-Ogwashi Uku- Asaba- Onitsha –Nnewi-Owerri-Aba with additional line from Onitsha-Enugu-Abakaliki (500km) (standard gauge). • Ajaokuta(Eganyi)-Obajana-Jakura-Baro-Abuja with additional line from Ajaokuta- Otukpo(533km) (standard gauge) • Zaria- Funtua- Tsafe- Gusau- Kaura- Namoda-Sokoto- Illela-Birnin Koni (520Km) (standard gauge). • Lagos –Ibadan- Oshogbo-Baro-Abuja (615KM) (high speed).	Rail	The OBCs on these projects are being awaited.  <b>Next step:</b> Awaiting procurement of TA and preparation of OBC.	Development
136	Federal Ministry of Transportation	<b>Provision Of Enterprise Resource Planning (ERP) Solution for the Council for Regulation of Freight Forwarding in Nigeria (CRFFN)</b> The Council for the Regulation of Freight Forwarding in Nigeria Act No. 16 of 2007 was enacted into law on April 30, 2007. The Council is charged with, amongst other responsibilities, regulating and controlling the practice of Freight Forwarding in Nigeria, and promoting the highest standards of competence, practice and conduct among members of the profession.	Rail	Full Business Case submitted by CRFFN, reviewed and certificate of compliance issued 12 <sup>th</sup> February, 2019 for the Design, Build, Operate and Transfer (DBOT) of an Enterprise Resource Planning Solution under a PPP arrangement with Messrs SW Global (SWG) as the Preferred PPP partner based on their old service provision performance.  <b>Next Step.</b> Submission of FBC to FEC for approval.	Procurement

STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd **APPENDIX 1:**

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
137	Federal Ministry of Transportation (FMoT)	<b>Development of Railway Industrial Park in Port Harcourt</b>  The FGN intends to develop a Railway Industrial Park in Ubima, Rivers State through PPP arrangements with the following facility components for commercial vehicles and rolling stock assembly, Oil and Gas materials supply Industrial Park, Textile Industrial Park, Light Industry Park for Fast Moving Commodities and Goods (FMCGs).	Rail	The Commission granted the OBC Compliance Certificate on 22nd June, 2020; and also granted the FBC Compliance Certificate on 24th August, 2020.  FEC approved the FBC on 7th October, 2020  <b>Next Step</b> • Commercial Close • Financial Close	Procurement
138	Federal Ministry of Transport/ Nigerian Railway Corporation	<b>i. Development of Abuja-Baro-Itakpe-Ajaokuta-Warri Railway Line (269.12km) with Branch Line and Extensions from Jakura-Lokoja (41km) and Agbarho-Warri (5km)</b> <b>ii. Development of Warri Seaport</b>  The preferred PPP project model is Design-Build-Operate and Transfer (DBOT) where Concessionaire will recoup its investments through user-fees. The proposed projects	Rail/ Port	Messrs. China Railway Construction Company International (CRCC(I)) was competitively procured to develop these projects under a PPP arrangement.  ICRC issued FBC Compliance Certificate on 27th November, 2018. FEC approval of FBC was obtained 2018 Incorporation of Special Purpose Vehicle for the project commenced in October 2020.	Procurement
139	Federal Ministry of Transport/ Nigerian Railway Corporation	<b>Secure Ticketing Solution for the Lagos – Ibadan Standard Train Service.</b>  To effectively harness the benefit of the development taking place in the Nigeria railway by way of revenue generation, there is need to put in place a ticketing solution on the Lagos – Ibadan Standard Train Service that will enable passengers to buy their tickets from their offices and homes without physically doing same at the train station. This will help NRC manage the demand for tickets using the PPP option under Design, Finance, Build, Operate, Maintain and Transfer Model.	Rail	The Commission confirms that the submission is in substantial compliance with ICRC Act and issued FBC Certificate of Compliance for the proposed project on 12 <sup>th</sup> April, 2022 to FMOT/NRC.  The Commission also certified the draft Concession Agreement (CA) reports forwarded to the Commission.  Next step: Awaiting the approval of FBC by FEC.	Procurement
140	Federal Ministry of Transport/ Nigerian Railway Corporation	<b>Secure Ticketing Solution for Warri – Itakpe Train Service</b>  To effectively harness the benefit of the development taking place in the Nigeria railway by way of revenue generation, there is need to put in place a ticketing solution on the Warri – Itakpe Train Service that will enable passengers to buy their tickets from their offices and homes without physically doing same at the train station. This will help NRC manage the demand for tickets using the PPP option under Design, Finance, Build, Operate, Maintain and Transfer Model.	Rail	The Commission confirms that the submission is in substantial compliance with ICRC Act and issued FBC Certificate of Compliance for the proposed project on 12 <sup>th</sup> April, 2022 to FMOT/NRC.  The Commission also certified the draft Concession Agreement (CA) reports forwarded to the Commission.  <b>Next step:</b> <b>Awaiting the approval of FBC by FEC.</b>	Procurement
141	Federal Capital Territory Administration (FCTA), Abuja.	<b>Construction, Operation and Maintenance of ONEX (Murtala Mohammed Way) through Mpape-Gurku-Ado/Gurku-Nyanya in FCT, Abuja.</b> The project involves a Dual Carriage way to ease congestion on Nyanya road and surrounding axis.	Road	The project is at development phase involving procurement of Transaction Adviser and preparation of Outline Business Case.	Development



APPENDIX 1: STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
142	Federal Ministry of Works & Housing (FMW&H)	<p><b>Concession of 10 roads under the Highway Development &amp; Management Initiative (HDMI)</b></p> <ol style="list-style-type: none"> <li>1. Asaba-Agbor (Delta/Edo States)</li> <li>2. Abuja-Lokoja (FCT/Kogi)</li> <li>3. Kano-Katsina (Kano/Katsina)</li> <li>4. Onitsha-Aba (Anambra/Abia)</li> <li>5. Shagamu-Benin (Ogun/Edo)</li> <li>6. Abuja-Akwanga (FCT/Nasarawa)</li> <li>7a. Kano-Shuuri [lot 1] (Kano State);</li> <li>7b. Potiskum-Damaturu [lot 2] (Yobe State)</li> <li>8. Lokoja-Auchi (Kogi/Edo)</li> <li>9. Enugu-Port Harcourt (Enugu/Rivers)</li> <li>10. Ilorin-Jebba (Kwara/Niger)</li> <li>11. Lagos-Abeokuta (Lagos/Ogun)</li> <li>12. Lagos-Badagry (Lagos)</li> </ol> <p>These routes have been selected for the 1st phase of the VAC.</p> <p>The routes have been further broken down into lots. This is to ease management and development, ensuring that the entire route is adequately accounted for.</p> <p>Certain criteria have been used to ensure that the most suitable 1st phase routes have been chosen.</p>	Roads & Bridges	<p>Twelve (12) OBC reports have been submitted by Federal Ministry of Works &amp; Housing (Works) to the Commission for validation.</p> <p>The Commission after review of the 12 OBC reports granted OBC compliance Certificate to all 12 reports on 21st December, 2020.</p> <p>Presentation of OBC certificates to the Honorable Minister held 29th January, 2021 at the Ministry Conference room.</p> <p>RFQ adverts for HDMI projects in print media on 29<sup>th</sup> March, 2021 with deadline of submission on 3<sup>rd</sup> May, 2021.</p> <p>Evaluation of RfQ concluded and approval of report.</p> <p>RfP was also issued and preferred bidders was announced by the Federal Government on 30<sup>th</sup> April, 2022.</p> <p><b>Next Step:</b> Submission of FBC to the Commission for review and certification.</p>	Procurement
143	Federal Ministry of Interior/Nigeria Immigration Service	<p><b>Establishment of Nigerian Passport Application Support Centers in the US, Canada</b></p> <p>The project has been designed by the Nigeria Immigration Service (NIS) to alleviate the hardship, difficulties and inconvenience experienced by Nigerians living in USA,</p>	Security	<p>The Nigeria Immigration Service vide a letter dated September 16<sup>th</sup>, 2021 Ref: NIS/HQ/ACG-PPTS/208/16/II conveyed the directive of the Ministry of Interior and the</p>	Procurement
144	Federal Ministry of Defence (FMoD)	<p><b>Concession of Defence Jetty, Marina Lagos</b></p> <p>Messrs. Inspium Multi-Services Limited (IMSL) is proposing through a Build-Operate and Transfer (BOT) PPP model the rehabilitation and construction of the Ministry of Defence Jetty at Marina, Lagos. Once Complete the following services will be available: Ferry Service Parking, Helicopter Parking, Car Parking, Office Letting, Berthing Services, Afloat Repair Services, Warehousing Services, Restaurants &amp; Café, Professional Training Services.</p>	Security	<p>The Commission issued an Outline Business Case Certificate November 8<sup>th</sup>, 2017.</p> <p>Full Business Case Certificate of Compliance was issued on 29<sup>th</sup> November, 2018.</p>	Procurement
145	Federal Ministry of Police Affairs	<p><b>Contingent Owned Equipment (COE)</b></p> <p>Supply Own and Operate (SOO) for Peace Keeping Missions in CAR, South Sudan, Somalia, Dafur and Liberia.</p>	Security	<p>Joint OBC/FBC Compliance Certificate issued for presentation to FEC.</p> <p><b>Next step:</b> Submission of FBC to FEC for approval.</p>	Procurement
146	Nigerian Correctional Service (formerly Prisons)	<p><b>Concession of Nigerian Prisons Land Swap</b></p> <p>Correctional Facility, Industrial Laundry Facility &amp; Integrated Farm Facility.</p>	Security	<p>First phase of Negotiation with preferred bidders for both Land Swap Correctional Facility (Halcrow Infrastructure Consortium) and Integrated Farm Facility (Nestoti Consortium) projects took place on June 28<sup>th</sup>, 2016. Project stalled</p>	Procurement
147	Ministry of Defence (MOD)	<p><b>The Naval Ship Dockyard, Lagos</b></p> <p>This involves optimizing the capacity and functioning of the Naval Dockyard to attend to the maintenance services of existing fleet and facilitate building of new naval and commercial vessels under a PPP arrangement.</p>	Security	<p>The Commission once again revalidated and re-issued the FBC certificate of compliance to MOD on 14<sup>th</sup> April, 2021.</p> <p><b>Next Step:</b> Submission of FBC to FEC for approval.</p>	Procurement
148	Federal Ministry of Interior	<p><b>Development of Immigration and Border Line Management</b></p> <p>The project seeks to enhance border management processes, by overhauling the surveillance and monitoring</p>	Security	<p>The Commission has issued OBC Compliance Certification.</p> <p><b>Next Step:</b></p>	Procurement
149	Federal Ministry of Interior	<p><b>Development and Deployment of a National Security and Civil registration system:</b></p> <p>This involves the developing and deploying an ICT-based system to collate and up-to-date demographic, migration, biometric and bio-data on segments of the nation's civil population, primarily employed in informal sectors, most of whom are generally invisible, to improve intelligence information on civilian population, in line with the Ministry's civil defense and internal security mandate.</p>	Security	<p>The Commission has reviewed the submitted OBC and has advised the Ministry accordingly.</p> <p>The Commission is awaiting the submission of an updated OBC.</p>	Development

STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd **APPENDIX 1:**

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
150	Federal Ministry of Interior	<b>Production of Emergency Passports</b> Federal Ministry of Interior seeks to commence the production of Emergency Passports on a Public Private Partnership (PPP) Arrangement.	Security	Awaiting further correspondence from the Ministry on this project	Procurement
151	Federal Ministry of Defence	<b>Supply, Operate &amp; Maintain arrangement for equipment to Federal Ministry of Defence (FMoD)</b> Leasing to the UN under CoE system on a letter of assist basis.	Security	The Commission granted Conditional FBC Certificate of Compliance on 2nd September, 2019. <b>Final FBC Certificate granted 5th December, 2019</b> on successful completion of the conditions.  <b>Next Step:</b> Awaiting Presidential Approval.	Procurement
152	Federal Ministry of Interior (FMol)/ Nigerian Police Service (NPS)	<b>National Public Security Communication System (NPSCS)</b> The NPSCS project aims to provide a robust, reliable, secure and independent multimedia communications system for the Police and other agencies. Using the latest broadband technologies both current and future network standards will be managed to deliver quadruple - play (4x) telecommunications services for improved capacity in crime prevention and investigation as well as a reduction in the need for physical manpower input in intelligence services and aid emergency services to respond more rapidly to urgencies.	Security	Bid conference held on Wed, 14th August, 2019 to select the Baseline Auditor for the NPSCS Network  Meeting of the subcommittee of the Network Baseline Audit of the NPSCS held on 20th August, 2019 Presentation of report on the Network Baseline Audit of NPSCS to the Project Management Team (PMT) held on 29th August, 2019.  FEC Approval obtained Wednesday 16th December 2020  <b>Next Step</b> Commercial close	Procurement
153	Nigerian Correctional Services (NCS)	<b>The Resuscitation of the NCoS Farm Center, Ozalla, Edo State</b>  The Nigerian Correctional Service is desirous of exploring PPP options for the development and operations of the farm centers debuting with the Federal Correctional Farm Centre, Ozalla, Edo State as a pilot scheme.	Security	The Commission issued NCS an Outline Business Case Compliance Certificate on 6th July, 2021 to enable the project proceed to private sector procurement stage through a Swiss Challenge approach. Bid Opening and evaluation took place on May 9th-16th, 2022 via Swiss Challenge procurement process  <b>Next Step:</b> Submission of Full Business Case (FBC) to the Commission for review and certification	Procurement
154	Federal Ministry of Youth and Sports	<b>PPPs involving the following:</b> i. Upgrading/rebuilding of National Stadium, Lagos ii. Completion of Athletes' hostel, Abuja	Sports	The Ministry has been advised to submit an OBC to the Commission. RFQ bids evaluated on 25th November 2020 Evaluation Team to submit report to PDT on 2nd December 2020	Development
155	Federal Ministry of Youth and Sports	<b>Development of Multipurpose Facility at National Stadium, Abuja</b> The Federal Ministry of Sports & Youth Development seeks to develop Multipurpose Facility at National Stadium Abuja through PPP	Sports	Meeting on a proposal for Long Lease of Part of the Public Parking Lot in the National Stadium, Abuja held at the Federal Ministry of Youth & Sports Development (FMYSD) on March 27th, 2018.  RFQ Advert for the two projects published on the 31st August 2020.  RFQ advert extended by 2 weeks.	Development
156	Federal Ministry of Youth and Sports	<b>Sponsorship And Promotion of The National Sports Festival (NSF)</b>	Sports	Attended the MOU signing ceremony for sponsorship, marketing and promotion of National Sports Festival on 11 <sup>th</sup> July 2018. Following request by the Ministry through letter on 6/09/18 for a waiver to allow Abuja National Stadium to bear the name 'GLO' for the next two years, the Commission replied requesting for the draft Agreement to be forwarded to it and Federal Ministry of Justice (FMOJ) for review before execution.	Development
157	Federal Ministry of Youth and Sports	<b>Athletes Hostel</b> The Federal Ministry of Youth and Sports Development seeks to Concession a) National Stadium Complex & Athletes' Hostel Surulere, Lagos. B) Athletes' hostel Abuja	Sports	RFQ Advert for the two projects published on the 31st August 2020	Procurement

APPENDIX 1: STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
158	Federal Ministry of Industry, Trade and Investment/National Automotive Council	<b>Development of World Class Training Centre of Excellence:</b> (Solicited Proposal): The National Automotive Design Development Council wishes to develop a World Class Training Centre of Excellence through a PPP.	Trade and Investment	The Commission held a meeting on 31st January, 2020 to establish a way forward on the project. It was agreed an updated Business Case will be sent to the Commission for review on 9th March, 2020.	Procurement
159	Federal Ministry of Industry, Trade & Investment / Tafawa Balewa Square Management Board (TBSMB)	<b>Rehabilitation, Management and Operation of the National Trade and International Business Centre, Lagos (NTIBC)</b> The development of the NTIBC was conceived against the background of the FGN's desire to develop one-stop investment hubs in order to sustain economic growth by encouraging export, enterprise and investments. The Independence building was built in 1959. The building consists of 25 floors, has approximately 8,100 square meters and a separate parking lot directly opposite with an area of 2,650 square meters. The proposed NTIBC building will be a mixed-use facility to cater for businesses on a let basis, provide space for TBSMB and also residential usage. The proposed facility will be multi-functional, to include: i. Office for agencies under the FMITI ii. Offices for other government MDAs iii. Information hub on trade & investment in Nigeria iv. Office for Blue-Chip companies v. Conference & meeting rooms vi. Exhibition and banquet halls Restaurants & lounge bar	Trade and Investment	Procurement report submitted to Minister of Industry, Trade and Investment and approval granted to proceed to Negotiations.  Awaiting negotiations	Procurement
160	Federal Ministry of Industry, Trade & Investment / National Automotive Council (NAC)	<b>Establishment of the Mechanic's Villages</b> The mechanics' villages' project is an initiative of NAC, a body established pursuant to the National Automotive Council Act, Cap N8, Laws of the Federation of Nigeria, with responsibility for the development of the automotive industry in Nigeria. The objective for the establishment of the mechanic's villages is, among other things, to stimulate the growth and development of the mechanic business in a specialized and orderly manner. The project is aimed at developing the automotive value chain via the provision of 6 pilot modern mechanic villages in the nation's 6 geopolitical zones.	Trade and Investment	Meeting for review and negotiation of concession fees held on February 21st, 2019  Site Visit took place on February 27th, 2019	
161	Federal Ministry of Industry, Trade & Investment / Small and Medium Enterprises Development Agency of Nigeria (SMEDAN)	<b>Development of 23 Industrial Development Clusters (IDCs)</b> The objective of the project is to redevelop 23 Industrial Development Centers (IDCs) into Industrial Clusters across Nigeria (in 6 geopolitical zones) using the PPP Model.	Trade and Investment	OBC Certificate of Compliance was granted on October 23rd, 2018 for six (6) identified IDCs namely; Idu Abuja, Maiduguri, Owerri, Ikorodu, Port Harcourt and Sokoto.	Procurement
162	Federal Ministry of Industry, Trade & Investment	<b>Federal Ministry of Industry Trade and Investment Abuja Head Office Building Project</b> The Federal Ministry of Industry Trade and Investment is desirous to build their Abuja Head Office through a PPP Procurement method. Project Conceptualization is currently on-going.	Trade and Investment	Project Conceptualization is currently on-going.	Development
163	Federal Ministry of Industry, Trade & Investment	<b>Proposed concession of Calabar and Kano Special Economic Zones (SEZs)</b>	Trade and Investment	A letter dated 14 <sup>th</sup> of October, 2021 acknowledging receipt of OBC was issued to the Ministry. OBC Certificate of Compliance issued on 17 <sup>th</sup> November 2021 Wrote a letter to the Honourable Minister, FMITI on the 20 <sup>th</sup> of April 2022 regarding RFQ advertised by BPE. Responded to a letter from BPE inviting the Commission for evaluation of RfQ. The letter was dated 23 <sup>rd</sup> May, 2022.	Procurement
164	Tiga Fish Farm	<b>Development of the Tiga Fish Farm</b>	Trade and Investment	Outline Business Case issued on the 1 <sup>st</sup> August 2022	Procurement
165	Industrial Training Fund (ITF)	<b>Proposed development of Industrial Skills Training Centre</b>	Trade and Investment	Project development ongoing	Development

STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd **APPENDIX 1:**

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
166	Federal Ministry of Industry, Trade & Investment (FMITI)	Concession of Calabar & Kano Free Trade Zones	Trade and Investment	BPE invited ICRC for RfQ evaluation on the 15 <sup>th</sup> of June, 2022.	Development
167	Federal Capital Territory/ Abuja Infrastructure Investment Center (AIIC)	<b>IGR Automated Platform for AEPB:</b> Project Description (Solicited Proposal): The MDA proposes providing an automated system for managing revenue collections, via an e-Payment platform that incorporates Mobile POS devices and a powerful AEPB office revenue administration and monitoring platform.	Urban Development	Evidence of competitive bidding process and all documentation and approvals during the process were sent by AIIC to the Commission on October 3rd, 2017  <b>Next Step:</b> Awaiting FBC submission for review.	Procurement
168	Ogun Osun River Basin Development Authority	<b>K'MAROUN Complex in IJORA Lagos State</b>	Urban Development	Project approved by the FEC on April 6th 2022	Procurement
169	Federal Ministry of Works & Housing and Council for the Regulation of Engineering in Nigeria (COREN)	<b>COREN Head Office Project</b> (Solicited Proposal): The proposal will involve the Construction of COREN head office complex in Abuja using PPP procurement methodology.	Urban Development	The Commission granted an OBC Certificate of Compliance on November 8th 2016 for the project COREN has been advised to proceed to procurement.	Procurement
170	Federal Capital Development Authority (FCDA)	<b>Automated Parking Centres</b>  This involves the construction of Automated Parking Centres in designated car parks in the FCT.	Urban Development	FCDA is in the process of procuring a Transaction Adviser to prepare an Outline Business Case to determine project viability and bankability.	Development
171	Federal Housing Authority (FHA)	<b>PPPs involving the following:</b> i. Development of new towns in Abuja at Kwali and Bwari Area Councils ii. PPP to develop corporate head office of Federal Housing Authority (FHA) in Abuja located at the Central Business District of Abuja.	Urban Development	FHA is in the process of procuring Transaction Advisers to prepare an Outline Business Cases. Projects will soon be advertised for procurement of Transaction Adviser.	Development
172	Federal Ministry of Works & Housing	<b>Marina Quayside Strip Project</b> The proposed project is a transformative urban/waterfront development Project intended to be a tourism centre that will provide Commercial & Housing Complexes.	Urban Development	Outline Business Case Certificate of Compliance granted on August 16th, 2017.  No further correspondence since OBC was issued in 2017	Procurement
173	Federal Ministry of Works & Housing	<b>New Eko Development Project, (Lagoon City) in Lagos</b> The project proposal involves the Sand- filling and reclamation of water bodies within the vicinity of existing Banana Island Estate.	Urban Development	The OBC is currently a work in progress by the FMW&H.	Development
174	Federal Capital Territory	<b>Light Rail Lot 2 PPP Project</b> The proposed Abuja Light Rail PPP project includes the financing, designing, construction, operation and maintenance of the rail transit network route. The covering distance is 54.1 kilometers from Garki Area 11 passing through the interchange centre at Eagle Square to Gudu and down to Nyanya, Karu axis, in Abuja. It also connects to sector Centre D through Hilton Hotel, Gwarimpa FHA Estate and the light railway Lot 1 (Blue line currently under construction)	Urban Development	A meeting was held on December 22nd 2017 at the SGF's office where the private proponent (IRMG) made another presentation on the way forward with the project. No conclusive agreements were reached, due to absence of some stakeholders. The meeting was adjourned to a later date.  New date to be communicated to the Commission.	Development
175	National Commission for Museums and Monuments	<b>Lease of Land at National Museum, Jos for the development of Filling Station</b> The National Commission for Museums and Monuments seeks to develop part of its land via PPP	Urban Development	The Commission reviewed the OBC and issued an OBC Certificate of Compliance on February 27 <sup>th</sup> , 2018.  NCMM was asked to prepare a negotiation position paper and draft Concession Agreement and submit to the Commission.  Revalidated the OBC certificate of Compliance in February 2022	Procurement
176	National Sugar Development Council	<b>Operation and Management of Sugarcane Bio-Factory, Zaria</b> The Council is proposing a PPP procurement in the Management and Operation of the facility to make it more efficient and productive after sinking in so much money with little output.	Urban Development	PDT met on March 23rd, 2018. ICRC has advised the Council of the need to procure a TA that will guide in the conduct of the Swiss Challenge procurement and also prepare a RFQ and RFP documents.	Development

APPENDIX 1: STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
177	Centre for Management Development	<b>Development of CMD Headquarters, Abuja</b> The Centre for Management Development is desirous of constructing National Headquarters in Abuja.	Urban Development	Profile of two contractors sent to the commission by CMD. The Commission reminded through letter of March 27th, 2018 to develop and submit Project Structuring Report.	Procurement
178	Office of the Head of Civil Service of the Federation (OHCSF)	<b>The Concession of Ground Floor of the Office of the Head of Civil Service of the Federation, Federal Secretariat Complex, Phase II</b> Proposed scheme include: Creche/Nursery, laundry, Supermarket Car Park commercialization	Urban Development	ICRC issued Pilot Implementation Certificate on 10th July, 2019 to fast-track improved facility management via a pilot PPP arrangement.	Procurement
179	Federal Housing Authority (FHA)	<b>Development of Federal Housing Authority (FHA) Shopping Complex, Gwarinpa, Abuja</b> FHA currently has a site office located on 2,500sqm along 3rd Avenue Gwarinpa. There is an existing bungalow housing the Annex office of the Federal Housing Authority on the land. The building will be demolished to give way for a modern shopping complex. The FHA Annex office will be relocated to a temporary location in Gwarinpa. On completion of the plaza, some of the offices will be retained for the FHA Annex.	Urban Development	OBC Certificate of Compliance was granted on June 12th, 2018  Bid opening held on July 11th, 2018 with two (2) proposals submitted for evaluation; which took place and none of the bidders met the requirements of the RfQ  Awaiting detailed report from FHA on the procurement process.	Procurement
180	National Assembly/ PASAN Staff Housing	The National Assembly's commitment to acquire housing for their civil service staff under the steer of the Parliamentary Staff Association of Nigeria (PASAN)	Urban Development	Meeting held with NASS/ PASAN on 20th May, 2019 regarding reviewed PSR and way forward for project. NASS/ PASAN have been advised to procure a TA to develop a standard PSR for the project.	Development
181	Federal Radio Corporation of Nigeria (FRCN)	<b>FRCN Land Lease, Owerri, Imo State.</b> The Federal Radio Corporation of Nigeria is interested in constructing and developing mixed-use development on 14 Hectares of its 21.11 Hectare landed property at Km-15 Umuahia Road, Owerri, Imo State. The project consists of a high-end luxury estate with recreational support facilities, luxurious hotel and office blocks for commercial purposes.	Urban Development	A due Diligence visit to the site was conducted June 30th, 2022.  A revised Concession Agreement was submitted on September 26th, 2022 for further review and approval.	Procurement
182	Federal Radio Corporation of Nigeria (FRCN)	<b>Federal Radio Corporation of Nigeria Properties</b> The Radio Corporation is desirous to develop its 10-Hectares of land into a mixed-use facility in Lagos.	Urban Development	FBC certificate of Compliance revalidated on May 23rd, 2022 Messrs Kingslane and Fish Valley Ltd are preferred bidders on the project. Fish Valley has been issued a FBC CoC on May 23rd, 2022 for FEC approval. Concession agreement for Kingslane still under review	Procurement
183	Niger Delta Development Commission (NDDC)	<b>Proposed Niger Delta Broadband Development Initiative (NDBDI) for a Region-Wide High-Speed Next Generation Broadband Infrastructure.</b> Provision of Broadband Internet Access, and associated Services in the Niger Delta region. it will serve as a platform for the recommended SP to deliver the Broadband Internet Services to Subscribers at a reduced cost, using 4G technologies such as LTE (Long Term Evolution) and WAN (Wide Access Networks) to deliver speeds of over 100Mbps.	Urban Development	OBC Certificate issued on January 10th, 2019.	Procurement
184	National Hajj Commission of Nigeria (NAHCON)	<b>Development of Shopping Complex</b> The NAHCON seek to engage a private sector operator to DFBOT a building at its landed property located at Hajj Complex, along Katsina Road, Kano State.	Urban Development	FBC CoC issued on November 22nd, 2021 FEC approved Project on December 12th, 2021 Concession Agreement signed on the 7th of September, 2022	Procurement
185	Federal Ministry of Works and Housing	<b>Federal Site and Services Housing Scheme</b> AVU-Owerri Imo State	Urban Development	OBC certificate issued on July 22nd, 2021.	Procurement
186	Federal Capital Territory / Abuja Infrastructure Investment Center (AIIC)	<b>Development of Jabi Lake Tourism &amp; Recreation Development Project.</b> The development of the Jabi Lake area into a Tourism and Recreation hub.	Urban Development	OBC Certificate of Compliance issued for the project on February 19th, 2021. In the process of engaging a TA to conduct a Swiss Challenge process.	Procurement
187	Federal Capital Territory (FCT)	<b>Maximization of revenue from water bills in FCT</b>	Urban Development	OBC Certificate of Compliance issued for the project on 22nd April 2022	Procurement

**STATUS OF PPP CONTRACTS UNDER DEVELOPMENT AND PROCUREMENT IN 2022 ...contd** **APPENDIX 1:**

S/N	MDA	PROJECT / DESCRIPTION	SECTOR	STATUS	PHASE
188	Federal Capital Territory (FCT)	On Street Park and Pay Services in the FCT.	Urban Development	OBC Certificate of Compliance issued for the project on 23 <sup>rd</sup> February, 2022  Review of the Full Business Cases & Concession Agreement from NAJEC and ATB ongoing	Procurement
189	Federal Ministry of Education/University of Port-Harcourt	Student Hostel - An unsolicited proposal for the development of 4000- bedspace standard green building hostel facility	Urban Development	A response letter was sent to UNIPORT declining the issuance of Certificate of Compliance dated 10 <sup>th</sup> March, 2022	Development
190	The Nigeria Police Force	Redevelopment of the Nigerian Police DIG Quarters at Maitama District, Abuja, through Public Private Partnership arrangement	Urban Development	Full Business Case Certificate issued on March 11th, 2022 Preferred bidder – Cosgrove Nigeria Ltd A site visit was conducted on March 29th, 2022 as part of the due diligence.	Procurement
191	Federal Ministry of Works & Housing	The Concession of Central Workshop, Ijora, Lagos Central Workshop, Ijora (CWI),  CWI was an appendage of the defunct Public Works Department (PWD).	Urban Development	OBC Certificate of Compliance was issued for the proposed project on 21 <sup>st</sup> December, 2021.  <b>Next step:</b> PPP procurement stages of RFQ and RFP.	Procurement
192	The Nigeria Police Force (NPF)	Development of senior police officers' quarters at Ikeja, Lagos through PPP arrangement The redevelopment of 6.750 hectare of land at Ikeja into senior police officer's housing units using 2.1 hectares of the land and use of 4.65 hectares for the development of 130 four-bedroom duplex housing units.	Urban Development	Full Business Case Certificate of Compliance was issued on July 26th, 2022	Procurement
193	The Nigeria Police Force (NPF)	Redevelopment of Police Barracks in Falomo, Ikoyi; and Ijeh, Obalende Lagos. Involves demolition and relocation of the two barracks and the POWA shopping complex in Falomo.	Urban Development	RfQ evaluation Completed on September 20th, 2022  Next Step: Submission of evaluation report following RfQ	Procurement
194	The Nigeria Police Force (NPF)	The Development of the Police Conference and Four-Star Hotel at Guzape District Abuja through PPP. The proposed project involves the demolition of the structures currently standing on SARS headquarters and a comprehensive re-development of the 15.5 hectares belonging to the Police.	Urban development	OBC Certificate of Compliance issued on March 16th, 2022  A site visit was conducted on March 29th, 2022 as part of the due diligence. Awaiting documents for regularization from the NPF	Procurement
195	National Hajj Commission of Nigeria (NAHCON)	Commercial Development of Residential Houses through PPP in Lagos	Urban development	Site visit to Lagos held between the 26 <sup>th</sup> and 29 <sup>th</sup> April, 2022. OBC Certificate of Compliance issued on September 22nd, 2022	Development
196	Federal Ministry of Education/University of Nigeria Nsukka	Construction of students' hostel on BOT Model	Urban development	Declined issuance of OBC Compliance on the 24 <sup>th</sup> of May, 2022	Development
197	Federal Ministry of Education/Ahmadu Bello University Zaria	Development of Shopping Complex and Luxury Apartments at GRA Zaria through a PPP arrangement  The University proposes to develop infrastructure through PPP	Urban development	OBC Certificate of Compliance issued on September 22nd, 2022	Procurement
198	Federal Ministry of Education/University of Benin	Development of Shopping Mall in the University Campus	Urban development	OBC Certificate of Compliance issued on September 16th, 2022	Development
199	University of Maiduguri Teaching hospital	Proposed development of Liaison office	Urban development	The Commission wrote to the University via a letter dated 27 <sup>th</sup> July, 2022	Development
200	University College Hospital Ibadan/Fed Ministry of Health	Rehabilitation of Mortuary Facility in UCH	Health	OBC Certificate of Compliance issued on September 2nd, 2022	Procurement

**APPENDIX 2: STATUS OF PPP CONTRACTS UNDER IMPLEMENTATION IN 2022**

WESTERN PORTS – APAPA AND TINCAN ISLAND			
Contracts Brief/Duration	MDAs/Concessionaire	Challenges & Issues	Status
<p>Concession for the Development, Finance, Maintenance, Operate and Transfer of 12 Port terminals. 6 in Apapa and 5 in Tin-Can Island</p> <p>Duration: Between 10 to 25 years.</p>	<p>MDA: Federal Ministry of Transportation/Nigerian Ports Authority (NPA)</p> <p>Concessionaires: <u>Apapa Port</u></p> <ul style="list-style-type: none"> <li>▪ Apapa Bulk Terminals Limited for Terminals A &amp; B</li> <li>▪ ENL Consortium for Terminals C &amp; D</li> <li>▪ Greenview Development Nigeria Limited for Terminal E</li> <li>▪ APM Terminals Limited for Container Terminal</li> </ul> <p><u>Tin-Can Island Port</u></p> <ul style="list-style-type: none"> <li>▪ Five Star Logistics Limited</li> <li>▪ Ports and Terminal Multi-Services Limited</li> <li>▪ Ports and Cargo</li> <li>▪ Handlings Services Limited</li> <li>▪ Tin-Can Island Container Terminal Limited</li> <li>▪ Josepdam Ports Services Limited</li> </ul>	<ul style="list-style-type: none"> <li>▪ Poor condition of access roads to the port complex.</li> <li>▪ Inadequate power supply from the national grid.</li> <li>▪ Operational downtime as a result of the rail track construction.</li> <li>▪ Delays in cargo inspection due to the absence of functional scanners.</li> <li>▪ Yet to comply with the Circular on the Implementation of the Special Concession Account (SCA).</li> </ul>	<p>Contracts under Implementation</p> <ul style="list-style-type: none"> <li>▪ An Inter-Agency Committee was set up by the Hon. Minister of Transportation to review and recommend procedures for the renewal of expired port concession contracts.</li> <li>▪ Approval was granted for the renewal of five port concession contracts (Apapa port terminal A&amp;B, Tincan Island Port Terminal A&amp;C, Warri New Port Terminal A) which expired in 2021.</li> <li>▪ Construction work on the standard rail line was completed within the year 2022.</li> <li>▪ To ensure operational efficiency, NPA has introduced an Electronic Truck call -up system to ease the free flow of traffic along the port access road in Lagos.</li> <li>▪ Construction and rehabilitation of ports access roads in Lagos has begun.</li> <li>▪ NPA has committed to providing scanners to reduce physical inspection.</li> </ul>
EASTERN PORTS – CALABAR, PORT HARCOURT, ONNE AND WARRI			
Contracts Brief/Duration	MDAs/Concessionaire	Challenges & Issues	Status
<p>Concession for the Development, Finance, Maintenance, Operate and Transfer of Port terminals in Calabar, Warri, Onne and Port Harcourt</p> <p>Terminals: 4 terminals in Warri 2 Terminals in Port Harcourt 4 Terminals in Onne 3 Terminals in Calabar</p>	<p>MDA: Federal Ministry of Transportation/Nigerian Ports Authority (NPA)</p> <p>Concessionaires: <u>Port Harcourt Terminals:</u></p> <ul style="list-style-type: none"> <li>▪ Bua Ports and Terminals Ltd</li> <li>▪ Port &amp; Terminals Operators Nig Ltd</li> </ul> <p><u>Onne Port</u></p> <ul style="list-style-type: none"> <li>▪ Brawal Oil Services Ltd</li> <li>▪ Intels Nigeria Ltd – FLT</li> <li>▪ Intels Nigeria Ltd – FOT</li> <li>▪ West African Container Terminals Ltd</li> </ul> <p><u>Calabar Port</u></p> <ul style="list-style-type: none"> <li>▪ Intels Nigeria Limited</li> <li>▪ Ecomarine Terminals Ltd</li> <li>▪ Shoreline Logistics Ltd</li> </ul> <p><u>Warri Port</u></p> <ul style="list-style-type: none"> <li>▪ Intels Nig Ltd – Old Port Terminal A</li> <li>▪ Intels Nig Ltd – New Port Terminal B</li> <li>▪ Associated Maritime Services Ltd</li> <li>▪ Julius Berger Port Services Ltd – Old Port Terminal C</li> </ul>	<ul style="list-style-type: none"> <li>▪ The access road to the port is encumbered.</li> <li>▪ Reduction in throughput due to the government ban on the importation of certain items</li> <li>▪ Decrease in volume of export.</li> <li>▪ High rate of insecurity recorded within the region.</li> <li>▪ Suboptimal power supply from the national grid.</li> <li>▪ Delay in cargo inspection due to the absence of functional scanners.</li> <li>▪ Yet to comply with the Circular on the Implementation of the Special Concession Account (SCA).</li> </ul>	<p>Concessions Under Implementation</p> <ul style="list-style-type: none"> <li>▪ The Commission has issued an OBC Certificate of Compliance for the renewal of Warri New Port Terminal A which expired in 2021.</li> <li>▪ NPA has been officially informed to carry out major repairs on the quay walls.</li> <li>▪ INTELS Ltd is to submit an audited account for the 2014 – 2020 years to the House of Representative Ad-hoc Committee investigating the lease of All Federal Government Assets in the country.</li> <li>▪ Also, Terminal Operators are to provide details of all payments and the designated accounts the monies were paid into.</li> <li>▪ On its part NPA is committed to: <ul style="list-style-type: none"> <li>- provide scanners in all the nation's seaport complexes to reduce physical inspection.</li> <li>- Remedial dredging of the Port which is at 80% completion.</li> <li>- map out and survey the Port Complexes from Fairbuoy to Warri Port, and also from Fairbuoy to Sapele and Koko port.</li> <li>- rehabilitate access roads.</li> </ul> </li> </ul>

**STATUS OF PPP CONTRACTS UNDER IMPLEMENTATION IN 2022 ... contd**

**APPENDIX 2:**

DEEP WATER PORT – LEKKI, LAGOS			
Contracts Brief/Duration	MDAs/Concessionaire	Challenges & Issues	Status
<p>The project is a 45 years concession awarded by the Nigerian Ports Authority, on a Build, Own, Operate and Transfer (BOOT) model. The port features three operational sub-concessions of Container Terminal, Liquid Terminal and Dry Bulk Terminal. Lekki Port will have an estimated aggregate impact of US\$361 bn over 45 years and a multiplier effect of more than 230 times of total cost of US\$1.53bn</p> <p><b>Duration</b> 45 years, effective from Commencement date of Operations, upon completion of construction work.</p>	<p>MDA: Nigerian Ports Authority (NPA) &amp; Lagos State Government (LASG).</p> <p>Concessionaire: Lekki Port LFTZ Enterprise.</p>	<ul style="list-style-type: none"> <li>The mode of the evacuation of goods from the port when operations commence needs clarity.</li> <li>Issuance of a letter of comfort for the construction of hinterland connecting roads by the LASG needs to be obtained as an assurance to lenders.</li> </ul>	<ul style="list-style-type: none"> <li>The developer issued a construction completion certificate to the Concessionaire in October, 2022.</li> <li>The Lekki Deep Sea Port was Commissioned in December, 2022 by the President and has started operations.</li> <li>The LASG had issued a letter of comfort for the construction of access connecting roads to the Port.</li> <li>Mr. President had also directed that a standard rail system should be established to aid the evacuation of cargo from the port.</li> <li>The Lekki Deep Sea Port changed the shareholding of its SPV which led to the amendment of the concession contract.</li> </ul>
HEALTHCARE INFRASTRUCTURE SECTOR			
Contracts Brief/Duration	MDAs/Concessionaire	Challenges & Issues	Status
<p>Concession for the Operation and Management of the Garki District Hospital to provide Primary, Secondary and Tertiary Health Care in an efficient and commercially viable manner.</p> <p><b>Duration</b> 15 Years March 20 2007 – March 19 2022</p>	<p>MDA: Federal Capital Territory Administration (FCTA)/ Health and Human Services Secretariat</p> <p>Concessionaire: NISA Premier Hospital Ltd</p>	<ul style="list-style-type: none"> <li>Contracting Authority – FCT - has refused to renew the contract or open the facility for competitive bidding after the expiration.</li> <li>Following directives to vacate the Hospital on April 1<sup>st</sup>, 2022, the Concessionaire obtained a court injunction restraining FCTA from taking over the hospital without proper handover.</li> </ul>	<p><b>Status:</b> Contract is under Implementation</p> <ul style="list-style-type: none"> <li>In September, 2022 the Concessionaire submitted a proposal to the FCT Health Secretariat on the smooth transmission of services and hand back of the hospital within a timeline of three years.</li> <li>Though the parties are still in court, the Commission has begun out of court dispute resolution process.</li> </ul>
<p>Concession of A Warehouse in a Box Project</p> <p><b>Contract Period</b> 10 years commencing 14th May, 2019 and expiring on 13th May, 2029.</p>	<p>MDA: Federal Ministry of Health</p> <p>Concessionaire: MDS Logistics Ltd</p>	<ul style="list-style-type: none"> <li>Poor compliance with the terms and conditions of the agreement by the Concessionaire</li> <li>Lack of effective supervision by the Federal Ministry of Health</li> <li>Non-submission of financial records on the operations of the warehouses</li> <li>Yet to comply with the Circular on Implementation of the Special Concession Account.</li> </ul>	<p>Contract is under Implementation</p> <ul style="list-style-type: none"> <li>The two facilities in Lagos and Abuja are fully operational.</li> <li>The Commission went on monitoring visit to both locations in Oshodi, Lagos State and Jabi, Abuja and recommends as follows:                             <ol style="list-style-type: none"> <li>The Contract should be reviewed and both parties should furnish it with clauses/areas of concern within a specific period.</li> </ol> </li> </ul>
INLAND CONTAINER DEPOT INFRASTRUCTURE SECTOR			
Contracts Brief/Duration	MDAs/Concessionaire	Challenges & Issues	Status
<p>Inland Container Depots Concessions in Abia State (Isiala-Ngwa), Oyo State (Erunmu-Ibadan), Plateau State (Heipang), Kano State (Zawachiki), Katsina State (Funtua), Borno State (Jauri).</p>	<p>MDA: Federal Ministry of Transportation/Nigerian Shippers Council (NSC)</p> <p>Concessionaires:  <ul style="list-style-type: none"> <li>Eastgate Inland Container Depot Ltd</li> <li>Catamaran Logistics Ltd</li> <li>Duncan Maritime Ventures Nigeria Ltd</li> <li>Dala Inland Dry Port Nig. Ltd</li> <li>Equatorial Marine Oil and Gas Company Ltd</li> <li>Migfo Nigeria Limited</li> </ul> </p>	<ul style="list-style-type: none"> <li>The Commission noted that the lack of proper feasibility study at the project inception has hampered the attainment of financial close by the Operators.</li> <li>External issues such as obtaining a true bill of lading from foreign shipping companies and insecurity in most northern states. States inability to support the ICDs by creating good access roads and providing security, water, and electricity to the ICDs.</li> </ul> <p>Lack of adequate legal framework which should have given the ICDs the status of port of Origin and Destination of goods.</p>	<p>Under Implementation.</p> <p>The Commission held meetings (on 19<sup>th</sup> January, 2022) with the parties to ICD concession contracts aimed at improving the progress recorded on the project implementation.</p> <p>The NSC has put up timelines for the few that have made appreciable progress to ensure that they are commissioned within the year, 2022 and the NSC is working with them to achieve this goal.</p>



APPENDIX 2: STATUS OF PPP CONTRACTS UNDER IMPLEMENTATION IN 2022 ... contd

ELECTRICITY INFRASTRUCTURE SECTOR			
Contracts Brief/Duration	MDA/Concessionaire	Challenges & Issues	Status
<p>Concession for the Design, Construct, Install, Operate and Maintain the Dadin Kowa Hydro Dam for the purpose of Electricity Generation with a capacity of 39 MW – in Gombe State.</p> <p>The dam was designed and constructed in early 1980s to provide water for irrigation, drinking and electricity generation.</p> <p><b>Duration</b> 25 years from 4<sup>th</sup> July, 2005 Addendum to the agreement signed on 4<sup>th</sup> August, 2016.</p>	<p><b>MDA</b> Federal Ministry of Water Resources</p> <p><b>Concessionaire:</b> Mabon Limited</p>	<p>The Dadin Kowa Hydro Dam contract has continued to experience the same challenges since its inception such as:</p> <ul style="list-style-type: none"> <li>▪ Insecurity/Insurgency within the region</li> <li>▪ Water license Agreement</li> <li>▪ Power Purchase Agreement</li> </ul>	<p>Under Implementation</p> <p><b>Progress</b></p> <ul style="list-style-type: none"> <li>▪ The Hydro Station commenced generation in December, 2020.</li> <li>▪ Generates 16MW of electricity and supplies to the National grid.</li> <li>▪ NBET, NERC &amp; Mabon are collaborating on the execution of the Power Purchase Agreement.</li> </ul>
<p>Concession for the Operation, Restoration and Maintenance of Hydroelectricity Power production facilities – Niger State.</p> <p>Duration for Kainji/Jebba 30 Years from 1st November, 2013</p> <p>Duration for Shiroro 30 Years from 21st February, 2013</p>	<p><b>MDA:</b> Federal Ministry of Power/Kainji &amp; Shiroro Hydro Electricity Plc</p> <p><b>Concessionaire:</b></p> <ul style="list-style-type: none"> <li>▪ North South Power company Ltd – Shiroro</li> <li>▪ Mainstream Energy Solutions Ltd – Kainji/Jebba Hydro Plant</li> </ul>	<p>Considering the high risk of insecurity within the project community, the Commission could not conduct its usual monitoring visit to the project site.</p> <p>MESL lamented the late payment of invoices by the Federal Government and the ramp - down request by the Transmission Company of Nigeria (TCN) which resulted in financial difficulties and loss of revenue to the Company.</p>	<p><b>Status:</b> Under Implementation.</p> <p><b>Shiroro Hydro:</b></p> <ul style="list-style-type: none"> <li>▪ The facility is generating at a capacity of 450MW.</li> <li>▪ Insecurity caused by banditry within the project communities is still a threat.</li> </ul> <p><b>Kainji/Jebba Hydro</b></p> <ul style="list-style-type: none"> <li>▪ MESL has awarded the sub -contract for the rehabilitation of turbines 1G3 and 1G4 at both Kainji and Jebba hydropower plants to Power China House Huadong which will increase generation capacity by 220MW.</li> </ul>
<p>Concession of the 30 Megawatts (MW) Gurara Hydropower Plant</p> <p><b>Contract Duration</b></p> <ul style="list-style-type: none"> <li>▪ The Contract period is for 25 years</li> <li>▪ From: 12<sup>th</sup> May 2020 to 11<sup>th</sup> May 2045</li> </ul>	<p><b>MDA:</b> Federal Ministry of Power</p> <p><b>Concessionaire:</b> North South Power Company Ltd</p>	<p>Based on a security assessment carried out by the Nigerian Army, the Federal Ministry of Water Resources has officially requested for deployment of army personnel</p>	<p>Under Implementation</p> <ul style="list-style-type: none"> <li>▪ Hydro Power Station has not commenced generation as major repairs were being carried out and approval was sought from relevant agencies of Government to facilitate the project.</li> <li>▪ Off-shore manufacturing/ procurement of parts required for rehabilitation is ongoing.</li> </ul>
<p>Concession for the Service Management of Gurara Phase 1 Multipurpose Dam Facilities</p> <p><b>Contract Duration</b></p> <ul style="list-style-type: none"> <li>▪ Contract is for 10 years From: 30<sup>th</sup> December 2019 to 29<sup>th</sup> December 2029</li> </ul>	<p><b>MDA:</b> Federal Ministry of Water Resources</p> <p><b>Concessionaire:</b> Messrs Gams and Abell Ltd, in conjunction with Ryzyn Global Inc. USA</p>	<ul style="list-style-type: none"> <li>▪ Power lines from Kudenda -Mando are yet to be installed.</li> <li>▪ FCT waterboard is not paying the water charges</li> </ul>	<p><b>Status:</b> Under Implementation</p> <p><b>Updates</b></p> <ul style="list-style-type: none"> <li>▪ The Concessionaire has been liaising with different stakeholders in marketing the service of the Hydro dam to attract other investors.</li> <li>▪</li> </ul>
<p>Concession of Rooftop Solar Power Project.</p> <p><b>Contract Duration</b></p> <ul style="list-style-type: none"> <li>▪ Contract is for 10 years</li> <li>▪ From: 14<sup>th</sup> March 2019 to 13<sup>th</sup> March 2029</li> </ul>	<ul style="list-style-type: none"> <li>▪ <b>Government Agency</b> Federal Ministry of Power</li> <li>▪ <b>Concessionaire</b> Proserve Energy Services Ltd</li> </ul>		<p><b>Status:</b> Under Implementation</p> <p><b>Updates</b></p> <ul style="list-style-type: none"> <li>▪ Concessionaire attained financial close in the 3<sup>rd</sup> Quarter of 2021 after it secured financing commitment from the Nigerian Infrastructure Development Fund.</li> <li>▪ Power Purchase Agreement (PPA) was signed within the same year under review.</li> </ul>

STATUS OF PPP CONTRACTS UNDER IMPLEMENTATION IN 2022 ... contd

APPENDIX 2:

TELECOMMUNICATIONS INFRASTRUCTURE SECTOR			
Contracts Brief/Duration	MDA/Concessionaire	Challenges & Issues	Status
<p>Concession Agreements to Develop, Upgrade and Commercialize TCN's Fibre Optic Telecommunication Infrastructure in Nigeria.</p> <p><b>Duration</b> 15 years from March 2007</p>	<p><b>MDA:</b> Federal Ministry of Power, Works and Housing/Transmission Company of Nigeria (TCN)</p> <p><b>Concessionaires:</b></p> <ul style="list-style-type: none"> <li>Phase 3 Telecom Ltd</li> <li>Alheri Engineering Services Ltd</li> </ul>		<p><b>Under Implementation</b></p> <p>Contracts were re-instated after a successful mediation facilitated by the Commission.</p> <p><b>Updates</b></p> <ul style="list-style-type: none"> <li>A Joint Monitoring and Compliance Committee was set and inaugurated in the year 2022.</li> <li>Concessionaires have paid part of the outstanding concession fees of US\$5 Million.</li> </ul>
TRANSPORT – AVIATION INFRASTRUCTURE SECTOR			
Contracts Brief/Duration	MDAs/Concessionaire	Challenges & Issues	Status
<p>Concession to Design, Develop, Finance, Construct, Complete, Test, Commission, Operate, Manage, Maintain and Transfer the MMA2 Terminal (Lagos)</p>	<p><b>MDA:</b> Federal Ministry of Aviation /Federal Airports Authority of Nigeria</p> <p><b>Concessionaire:</b> Bi -Courtney Aviation Services Ltd</p>	<ul style="list-style-type: none"> <li>On-going litigation on the project over the duration of the contract, cost and operational rights over the GAT, Lagos.</li> <li>Poor utility supply such as electricity.</li> </ul>	<p>Under Implementation</p> <p><b>Updates</b></p> <ul style="list-style-type: none"> <li>FAAN and Bi-Courtney are engaging on possible ways of resolving the contract challenges such as the exclusivity right, the tenure of the contract and the right over the General Aviation Terminal (GAT).</li> </ul>
<p>Concession for the Acquisition, Installation, Operation and Management of World Class Integrated System in MMA Lagos, Nnamdi Azikiwe Airport Abuja &amp; Aminu Kano Airport Kano</p> <p><b>Duration</b> 10 years Oct, 2007 - Oct, 2017</p>	<p><b>MDA:</b> Federal Ministry of Aviation / Federal Airports Authority Nigeria</p> <p><b>Concessionaire:</b> Maevis Nigeria Ltd</p>		<ul style="list-style-type: none"> <li>Contract Terminated – Mediation exercise is currently on-going with all parties (MAEVIS, FAAN, AMCON) involved in the resolution of the long-standing dispute.</li> <li>The Commission met with AMCON on 12<sup>th</sup> January 2022 and with MAEVIS on 20<sup>th</sup> January 2022 to reconfirm the settlement claims MAEVIS submitted.</li> </ul>
HOUSING DEVELOPMENT INFRASTRUCTURE SECTOR			
Contracts Brief/Duration	MDAs/Concessionaire	Challenges & Issues	Status
<p>Concession for the Reclamation and Infrastructural Development of FESTAC Phase II Housing Development Project – FESTAC Town – Lagos</p> <p><b>Duration</b></p> <ul style="list-style-type: none"> <li>30 years from 8<sup>th</sup> September, 2014</li> <li>FG to be paid an annual fee of N1 billion (Premium &amp; Ground rent) for the duration of the concession;</li> <li>Concessionaire is expected to recoup its investment through the sale of plots of land.</li> </ul>	<p><b>Government Agency</b> Federal Ministry of Power, Works &amp; Housing/ Federal Housing Authority</p> <p><b>Concessionaire:</b></p> <ul style="list-style-type: none"> <li>New FESTAC Property Development Company Ltd</li> </ul>	<ul style="list-style-type: none"> <li>Litigation on the project land and persistent encroachment on the project land.</li> <li>At Commercial close, about 700 hectares of the project land was available out of the 1,126 hectares stated in the contract and these have further been reduced to 125 hectares presently.</li> <li>The Concessionaire continues to insist on the initial contract agreement especially as regards the land size.</li> </ul>	<p>Project stalled as a result of Court cases.</p> <ul style="list-style-type: none"> <li>The Commission met with the parties to the contract on 14<sup>th</sup> December 2022 and advised that the parties should renegotiate the contract with an addendum signed to the principal agreement.</li> <li>It also advised that the legitimacy of the partnership must be agreed upon between the parties based on the 125 unencumbered hectares.</li> <li>Ongoing mediation towards an amicable settlement.</li> </ul>

**APPENDIX 2: STATUS OF PPP CONTRACTS UNDER IMPLEMENTATION IN 2022 ... contd**

AGRICULTURE INFRASTRUCTURE SECTOR			
Contracts Brief/Duration	MDAs/Concessionaire	Challenges & Issues	Status
<p>Concession of the Silo Complexes Nationwide. The Silo Complexes were constructed to store grains purchased by the Strategic Grain Reserve Department (SGRD) on behalf of the FGN and distribute these grains according to government policy.</p> <p><b>Contract Duration</b> 10 Years from 28th September, 2020.</p>	<p>MDA: Federal Ministry of Agriculture</p> <p>Concessionaires:</p> <ul style="list-style-type: none"> <li>▪ Neon Agro Commodities Ltd (Uyo Silo)</li> <li>▪ Agro-Universal Consortium (6 Silos in Jos, Ikenne, Ekiti, Sokoto, Ogoja, Akure)</li> <li>▪ Servewell Agricultural Services Ltd (Gombe Silo)</li> <li>▪ Matrixville Consortium (6 Silos in Kwali, Gaya, Bulasa, Jahun, Kaduna, Lafiagi)</li> <li>▪ Upland Grains Production Company Ltd (Makurdi Silo)</li> <li>▪ Coscharis Farms Ltd (Igbariam Silo)</li> <li>▪ Ebony Agro Industries Ltd (Ezilo Silo)</li> <li>▪ Independent Agro Ltd (Ibadan Silo)</li> </ul>	<ul style="list-style-type: none"> <li>▪ Parties have yet to comply with the payment of ICRC fees as detailed in the contract.</li> </ul>	<p><b>Status:</b> Under Implementation</p> <p><b>Updates</b></p> <ul style="list-style-type: none"> <li>▪ The Operators of the silo complexes have carried out major repairs and upgrades of equipment and are in compliance with the payment of lease fees as detailed in the contract.</li> <li>▪ The Federal Ministry of Agriculture has engaged the services of a consultant for six (6) months duration to carry out the following:               <ol style="list-style-type: none"> <li>i. Prepare post-silo concession contract monitoring tools.</li> <li>ii. Guide and train the Ministry/PPP Unit on efficient contract management procedures.</li> </ol> </li> </ul>



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