NIGERIAN OIL AND GAS INDUSTRY CONTENT DEVELOPMENT ACT 2010 AND FOR PURPOSES CONNETED THEREWITH HB. 99 AND 118 AS CONSOLIDATED



PART 1 - NIGERIAN IN OIL AND GAS INDUSTRY CONTENT DEVELOPMENT ACT 2010

PRINCIPAL PROVISION OF BILL

First Consideration to be give Nigerian Operators.

3. — (I) Nigerian independent operators shall be given consideration in the award of blocks, oil field licenses, oil licenses and in all projects for w contract is to be awarded in Nigerian oil and gas industry su to the fulfillment of such cond as may be specified by the Minis

Schedule

(2) There shall be exclusion to Nigerian indigers service companies with demonstrate ownership equipment, Nigerian personnel capacity to execute such work the on land and swamp operating a of the Nigerian oil and gas indiferent for contracts and services contain the Schedule to this Act.

(3) Compliance with the provision

THE	COMMITTEE RECOMMNEDATIONS	EXPLANATIONS
ven to	First consideration to be given to Nigerian operators.	
first of oil lifting which in the subject	and selection of operators, of oil blocks, oil field licenses, oil lifting licenses and in all projects for which contract is to be	
genous which of el and	(2) There shall be exclusive consideration to Nigerian indigenous service companies which demonstrate ownership of equipment, Nigerian personnel and capacity to execute such work to bid on land and swamp operating areas of the Nigerian oil and gas industry for contracts and services contained in the Schedule to this Act.	
ndustry ntained	(3) Compliance with the provisions of this Act and promotion of Nigerian content development shall be a major criterion for award of licenses, permits and any other interest in bidding for Oil exploration,	

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this Act and promotion of Niger content development shall be major criterion for award of licens permits and any other interest bidding for oil exploration production, transportation a development or any other operation in Nigerian oil and gas industry

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RoleofNigerianConfMonitoring Board.

4. — The Nigerian Con Development and Monitoring Bo (the "Board") established accordance with this Act shall m procedure that will guide, mon coordinating and implement provisions of this Act.

erian e a nses, at in and tions	production, transportation development or any other operation Nigerian Oil and Gas industry.
ntent	Role of Nigerian Content Develops and Monitoring Board.
ntent	The Nigerian Content Development
	Monitoring Board (the "Board") establi
	in accordance with this Act shall r
	procedure that will guide, mo
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Promotion of Measurable Grov of Nigerian Content.

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5. — The Board shall implement provisions of this Act with a view ensuring a measurable i continuous growth of Niger content in all oil and arrangements, projects, operatic activities or transactions in Nigerian oil and gas industry.

ConformityofPetroleArrangementsandoAgreements.

6. — Upon the commencemer this Act, all subsequent oil and arrangements, agreeme contracts or memoranda understanding relating to operation or transaction in Nigerian oil and gas industry sha in conformity with the provision this Act.

	Promotion of measurable growth of Nigerian content.	Retained
erian	The Board shall implement the provisions of this Act with a view to ensuring a measurable and continuous growth of Nigerian content in all oil and gas arrangements, projects, operations, activities or transactions in the Nigerian oil and gas industry.	
oleum other	Conformity of petroleum arrangements and other agreements.	Retained
nents, nof	provisions of this Act.	

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Submission of Nigerian Con Plan for All Projects.

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7. — In the bidding for any licer permit or interest and before carry out any project in the Nigerian oil gas industry, an operator s submit a Nigerian Content Plan (1 Plan") to the Board demonstration compliance with the Nigerian content requirements of this Act.

Certificate of Authorization.

8. — The Board shall review assess the plan and, if satisfied the plan complies with the provis of this Act, issue a Certificate Authorization ("the Certificate') to operator for that project.

Minimum and Specification Nigerian Content.

11. — **(1)** As from commencement of this Act

ntent	Submission of Nigerian content plan for all projects.	
ense, rrying il and shall (lithe trating ontent	In the bidding for any license, permit or interest and before carrying out any project in the Nigerian oil and gas industry, an operator, contractor, sub-contractor, alliance partner or any other entity involved in a project shall each submit a Nigerian Content Plan ("the Plan") to the Board demonstrating compliance with the Nigerian content requirements of this Act.	companies that are not keen developing indigenous capacity. It also help the NCDMB to valid submissions on the implementation of
· · · - · · - ·	Certificate of Authorization	Retained
d that	The Board shall review and assess the plan and, if satisfied that the plan complies with the provisions of this Act, issue a Certificate of Authorization ("the	
on of the	Minimum and Specification of Nigerian Content	The proposed non time-constrained waiver framework in section 11 (4) & will:
ct the	(1) As from the commencement of	

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minimum Nigerian content in any project to be executed in the Nigerian oil and gas industry shall be consistent with the level set in Schedule to this Act.

Promotion of measurable growth of Nigerian content.

(2) Where a project description is not specified in the Schedule to this Act, the Board shall Schedule set the minimum content level for that project or project item pending the inclusion of the minimum content level for that project or project item through an amendment of the Schedule to this Act by the National Assembly.

(3) All operators, alliance partners and contractors shall comply with the minimum Schedule Nigerian content for particular project item, service or product specification set out in the schedule to this Act.

(4) Notwithstanding the provisions of subsection (1) of this section, where there is inadequate capacity to any of the targets in the Schedule to this

this Act the minimum Nig content in any project t executed in the Nigerian of gas industry shall be consi with the level set in Schedu this Act. (2) Where a project descript not specified in the Sched this Act, the Board shall so minimum content level for project or project item pe the inclusion of the min content level for that proje project through item amendment of the Schedu this Act by the Na Assembly.

- (3) All operators, alliance pa and contractors shall c with the minimum Ni content for particular p item, service or p specification set out in schedule to this Act
- (4) Notwithstanding the prov of subsection (1) of this s where there is inad

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- a) Eliminate the need for frequent amendment(s) of the Act due to the expiration of the fixed time waiver periods.
- b) Effectively link importation of goods and services covered in the Schedule to the Act to the implementation of CDIs directed at closing in-country capacity gaps.
- c) Will ensure a focused and coordinated approach to the development of in-country capacity by leveraging synergies across existing capacity, various initiatives and stakeholders within and outside the industry.
- d) Prescribes a more rigorous
 procedure for the grant of
 waivers to ensure that
 waivers are only granted
 where absolutely necessary.

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Act, the Minister may authorize continued importation of the relev items and such approval by Minister shall not exceed 3 ye from the commencement of this ,

e Minister may authorize the ed importation of the relevant and such approval by the shall not exceed 3 years e commencement of this Act.	capacity to meet any of the targets in the schedule to this Act, the Board may recommend to the Minister for approval, the importation of the relevant items. Any authorization to import an item shall be subject to an approved Capacity Development Initiative (CDI) to develop the relevant capacity. The approval for such CDIs shall be based on the following considerations: a. An entity requesting for approval to import goods or service into the country (herein referred to as the Applicant) shall advertise the need for the goods and service on the JQS for a period not less than 30 days before submitting application to the Board. The advert shall at a minimum indicate the description of the goods or service required, relevant category in the Schedule to the Act, the quantity required and when it is required. Where a Nigerian company is able to

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- provide the relevant goods or service, the Applicant shall utilize the services of such Nigerian company, in which case an application for authorization to import shall not be made.
- b. An application importation shall include the quantity description of the goods or service to be imported and sufficient evidence for the importation of the goods or service such as evidence of lack of capacity in-country within the duration of the project or operation where the goods or service is required including outcome of (a) above.
- C. The Applicant shall submit a detailed CDI or collaboration plan with an existing CDI which is related to the item to be imported. Such CDI or collaboration plan shall indicate the CDI sponsors, existing in-country capacity, list of

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36. — .	The	Minister	shall

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	stakeholders incl
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	relevant information as
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	d. The Board may hold a evaluation with
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	disprove the case importation of the go
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	e. Any other condition may be prescribed i
	guidelines to be issu
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	(5) The Board shall prior to Ja 31 of each year conve stakeholders meeting determine areas of inade capacity, and agree on C upgrade existing capacity develop new capacity in s demand areas for the indus
pment	Research and development regula
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	The Minister shall make regulation requirements and targets for the gr
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regulations with requirements targets for the growth of rese and development in the Nigeriar and Gas Industry.

Programme for Research Development.

37. — For every project for which plan is submitted, an operator carry out a programme and reconstruction of the satisfaction of Board, for the promotion education, attachments, train Research and Development Nigeria in relation to its programme and activities.

Submission and Content of I D Plan.

38. — (1) The operator shall s to the Board and update, even months, the operator's Research Development Plan (R and D Pla

Research and Development in the Nig oil and gas industry.
Programme for Research development regulations. For every project for which a p submitted, an operator shall carry programme and make expenditure, satisfaction of the Board, for the pror of education, attachments, tra <i>R</i> esearch and <i>D</i> evelopment in Nige relation to its work programme activities.
Submission and content of R a plan.
 The operator shall submit Board and update, ever months, the operator's <i>Re</i> and <i>D</i>evelopment Plan (R Plan).

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(a) outline a revolving three to year plan for oil and gas rel Research and Developr initiatives to be undertaken Nigeria, together with a breakc of the expected expenditures tha be made in implementing the R D Plan; and

(b) provide for public calls
proposals for research
development initiatives assoc
with the operators activities.

Report on R and D plan.

39. — The operator shall report the Board, on quarterly basis, respect to its R and D activities the Board shall compare activities to the operators R a Plan.

Fiscal Incentives.

48. — The Minister shall consution the relevant arms of Governme

to five related pment en in kdown hat will R and Is for and ociated	 2) The <i>R</i> and <i>D</i> Plan shall- a) outline a revolving three to five year plan for oil and gas related <i>R</i>esearch and <i>D</i>evelopment initiatives to be undertaken in Nigeria, together with a breakdown of the expected expenditures that will be made in implementing the R and D Plan; and 	
	 b) Provide for public calls for proposals for Research and Development initiatives associated with the operator's activities. 	
port to s, with es and these and D	Report on R and D plan. The operator shall report to the Board, on quarter'y basis, with respect to its <i>R</i> and <i>D</i> activities and the Board shall compare these activities to the operators R and D Plan.	Typographical error corrected.
sult with nent on	40(1) The Minister Shan consult with the	The proposed Section 48 (2) will avoid bottlenecks in the industry ensure adequate investment level maintained in the long term.

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appropriate fiscal framework and incentives for foreign and indiger companies which establish facilit factories, production units or of operations in Nigeria for purpose carrying out product manufacturing or for provi services and goods other imported into Nigeria.

Functions of the Qualification System.

56. — The Joint Qualification Sy shall constitute an industry data of available capabilities and sha used for —

(a) sole system for Nigerian corregistration and pre-qualification contractors in the industry;

(c) evaluation of application Nigerian content in the operation

Jenous cilities, other oses of uction, oviding	appropriate fiscal framework and tax incentives for foreign and indigenous companies which establish facilities, factories, production units or other operations in Nigeria for purposes of carrying out production, manufacturing or for providing services and goods otherwise imported into Nigeria.	
	48(2) Where there are established contractual and procedural impediments to local capacity development, the Minister shall on the recommendation of the Board approve definitive incentives that will eliminate such impediments and aid investment.	
Joint	Functions of the Joint Qualification System.	Correction of a typographical error in section 56(e).
System atabank shall be	Constitute an industry databalik of available	
content ation of	registration and pre-qualification of	
	and contractors; (e) ranking and categorization of <i>all</i> service companies based on capabilities and	

oil companies and contractors;

(e) ranking and categorization of service companies based capabilities and Nigerian content

Setting up of Nigerian Cor Consultative

Forum.

57. — The Board shall set a consultative body to be known as Nigerian Content Consultative For (NCCF) which shall provide platform for information sharing collaboration in the Nigerian oil gas industry with respect to —

(a) upcoming projects in the Oil Gas Industry;

(b) information on available capabilities; and

(c) other policy proposals that be relevant to Nigerian Cc Development.

up a consultative body to be known as provide a basis for its role in	ng up of Nigerian Content	
I on nt.Setting up of Nigerian Content Consultative ForumThe role of the Forum was expan provide a basis for its role in 104(5) in the disbursement of the F orum and collaboration in the Nigerian oil and gas industry with respect to a. Upcoming projects in the oilThe role of the Forum was expan provide a basis for its role in 104(5) in the disbursement of the F		
up a as the Forum1) The Board shall set up a consultative body to be known as the Nigerian Content Consultative Forum (NCCF) which shall provide a platform for information sharing and collaboration in the Nigerian oil and gas industry with respect to a. Upcoming projects in the oilThe role of the Forum vas expan provide a basis for its role in 104(5) in the disbursement of the F		l on
1) The Board shall set up a consultative body to be known as the Nigerian Content Consultative Forum (NCCF) which shall provide a platform for information sharing and collaboration in the Nigerian oil and gas industry with respect to a. Upcoming projects in the oilThe role of the Forum was expan provide a basis for its role in 104(5) in the disbursement of the Forum 104(5) in the disbursement of the Forum	ultative Forum	ontent
Dil andb. Information on available local capabilities; andb. Information on available local capabilities; andc. Screening and ranking of qualifying capacity development initiatives from Indigenous Nigerian Companies for financing support by Nigerian Contentat may ContentContentDevelopment Fund subject to Section 104 (5).d. Other policy proposals that	consultative body to be known as the Nigerian Content Consultative Forum (NCCF) which shall provide a platform for information sharing and collaboration in the Nigerian oil and gas industry with respect to a. Upcoming projects in the oil and gas industry; b. Information on available local capabilities; and c. Screening and ranking of qualifying capacity development initiatives from Indigenous Nigerian Companies for financing support by Nigerian Content Development Fund subject to Section 104 (5).	up a as the Forum ide a ng and oil and oil and oil and

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Composition of Nigerian Con Consultative Forum.

58 — The Nigerien Con Consultative Forum shall be m up of key industry stakehold government and regulatory agen

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59.	— The	e Niaeria	an Co

Monitoring Board shall undertak

the I and uring; and ogy; hology	<ul> <li>government and regulatory agencies</li> <li>representatives from the following set</li> <li>a) fabrication;</li> <li>b) engineering;</li> <li>c) finance services, legal and insurant</li> <li>d) shipping and logistics;</li> <li>e) materials and manufacturing;</li> <li>f) information and communities</li> <li>technology;</li> <li>g) petroleum technology association</li> <li>nigeria;</li> <li>h) education and training; and</li> <li>i) any other professional set</li> <li>nominated by the Board.</li> </ul>
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effective monitoring of implementation of the e provisio this Act.

#### PART II — ESTABLISHMENT THE NIGERIAN CONT MONITORING BOARD.

Establishment of the Nige Content Monitoring Board.

**69.** — (1) There is established Nigerian Content Monitoring E (in this Act referred to as "the Bo which shall have the functions powers conferred on it by this Ac

(2) The Board —

(a) shall be a body corporate perpetual succession and a con seal; and (b) may sue and be su its corporate name.

#### Functions of the Board.

70. — The Functions of the shall be —

(a) implement the provisions

	Monitoring Board shall undertake an effective monitoring of the implementation of the provisions of this Act	
	PART 11 - ESTABLISHMENT OF THE NIGERIAN CONTENT DEVELOPMENT AND MONITORING BOARD.	Editorial consure co
gerian	Establishment of the Nigerian Content Development and Monitoring Board.	Editorial of ensure co
ed the Board Board Act.	1) There is established the Nigerian Content <i>Development and</i> Monitoring Board (in this Act referred to as "the Board") which shall have the functions and powers conferred on it by this Act.	
te with ommon sued in	<ul> <li>2) The Board —</li> <li>a) shall be a body corporate with perpetual succession and a common seal; and</li> <li>b) may sue and be sued in its corporate name</li> </ul>	
Board	The functions of the Board shall be to- a) implement the provisions of this	A typogra 70(g)
of the	Act; b) implement the regulations made by	

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this Act;

(b) implement the regulations made by the Minister in relation to any aspect of this Act;

(c) supervise, coordinate, administer, monitor and manage development of Nigerian content in the Nigerian oil and gas industry;

(d) supervise, coordinate, administer and monitor the implementation and Schedule development of Nigerian content as specified in the Schedule to this Act in the operations of operators, contractors and all other entities in the Nigerian oil and gas industry;

(e) appraise, evaluate and approve the Nigerian content plans and reports submitted to the Board in compliance with the provisions of this Act;

(f) award Certificate of Authorization and conduct reviews of the Nigerian content plans and reports submitted to the Board in compliance with the provisions of this Act;

(g) administer and operate an e-

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	the Minister in relation to any aspect	in	er il	er i	· ir	n	re	ela	ati	io	n t	to	а	ny	'a	S	oe	ct
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C)	supervise, coordinate, administer,	CC	C		C	0	0	rd	lir	nat	te,	t	а	dr	nii	nis	ste	r,
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g)	administer and operate an e-market place and Joint Qualifications							-	-									
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h١	assist local contractors and												ŗ	or	6		ar	ьЧ
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market place and Joint Qualificat Systems set up in accordance the provisions of this Act ;

(h) assist local contractors Nigerian companies to develop capabilities and capacities to fu the attainment of the goal developing Nigerian content in Nigerian oil and gas industry;

(i) make procedures to guide implementation of this Act ensure compliance with all provisions of this Act;

(j) monitor and coordinate Nigerian content performance of operators in accordance with provisions of this Act;

(k) make auditing procedures conduct regular audits for purposes of monitoring implementing compliances with provisions of this Act;

(1) provide guidelines, definition and measurement of Nig content and Nigerian co indicator to be utilized throughout industry;

cations	capabilities and capacities to further	
e with	the attainment of the goal of	
	developing Nigerian content in the	
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s and	i) make procedures to guide the	
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igerian	n) organize conferences, workshops,	
content	seminars, symposia, trainings, road	
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(m) conduct studies, researches investigations that may further attainment of the goal of develo Nigerian content in the Nigerian and gas industry;

(n) organize conferent workshops, seminars, sympotrainings, road shows and of public education fora to further attainment of the goal of develop Nigerian content in "the Nigerian and gas industry;

(o) delegate any of its function any agent or operative appointe the Council; and

(P) do legally anything necessable done to facilitate the carrying of its functions.

#### Appointment of Chairman Membership of the Council.

**73.** — (1) The Chairman members of the Council sha appointed by the President and be persons of proven integrity

es and	in the Nigerian oil and gas industry;		
er the	o) delegate any of its functions to any		
loping	agent or operative appointed by the		
ian oil	Council ; and		
	p) do legally anything necessary to be		
	done to facilitate the carrying out of		
ences,	its functions.		
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n and	Appointment of Chairman and	Editorial change was made in 73(1) "on	
	Membership of the Council.	the further recommendation of the	
	moniporting of the obuilding	organizations to be represented by the	
n and	1) The Chairman and members of the		
nall be	Council shall be appointed by the		
nd shall	President on the recommendation of		
ity and	the organization to be represented		
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ability.

(2) The membership of the Co shall be on part time basis.

#### Powers of the Council.

**75.** — **(4)** The Council shall power to —

(a) manage and superintend affairs of the Board;

(b) make rules and regulations the proper functioning of the Boar

(c) employ and pay the staff of Board appropriate remunerate commensurate in scale with that staff in organizations of sin stature; and

(d) enter into any negotiat agreement and contract relationship as may be necessar expedient for the discharge of functions of the Board.

	by the member and shall be persons		
Council	of proven integrity and ability		
	2) The membership of the Council shall		
	be on part time basis.		
	Powers of the Council.	Renumbered as 75 instead of 75(4).	
have	75.The Council shall have power to-		
d the	<ul> <li>a) manage and superintend the affairs of the Board;</li> </ul>		
	<ul> <li>b) make rules and regulations for the proper functioning of the Board;</li> </ul>		
ns for bard;	c) employ and pay the staff of the Board appropriate remuneration		
of the eration	commensurate in scale with that of staff in organizations of similar		
hat of	stature; and <b>d)</b> enter into any negotiation,		
similar	agreement and contractual relationship as may be necessary		
tiation,	or expedient for the discharge of the		
actual ary or	functions of the Board.		
of the			

Board Budgetary and Estimates Report. 91. — The Council shall, not later than 30th September of each year, submit to the National Assembly, through the Minister, an estimate of the projected expenditure of the Board during the next succeeding year and shall include a copy of the audited accounts of that year and a copy of the auditor's report.	National Assembly, through the Minister, an estimate of the projected expenditure of the Board during the next succeeding year and shall include a copy of the audited accounts of that year and a copy of the	
<ul> <li>Gift to the Board.</li> <li>92. — (1) The Board may accept gifts of money, land or other property on such term and the conditions, if any, as may be specified by the person or organization making the gift.</li> <li>(2) The Board shall not accept any gift if the conditions attached thereto are inconsistent with the functions of the Board under this Act.</li> </ul>	<ul> <li>1) The Board may accept girls of money, land or other property on such term and the conditions, if any, as may be specified by the person or organization making the gift.</li> <li>2) The Board shall not accept any gift if the conditions attached thereto are inconsistent with the functions of the</li> </ul>	
Savings and Transitional Provision.	Savings and Transitional Provision.	
<b>103.</b> — Upon the commencement of this Act, all functions and powers	Upon the commencement of this Act, all	

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conferred on any agency department of the Fee Government of Nigeria to carry the implementation of Nige content development or policy in Nigerian oil and gas industry by law or enactment is he transferred to the Nigerian Con Monitoring Board established u this Act.

Establishment of Nigerian Cor Development Fund.

**104.** — **(1)** A Fund to be know the Nigerian Content Develop Fund (the "Fund") is established purposes of funding implementation of Nigerian con development in the Nigeria oil gas industry.

(2) The sum of one per cent of e contract awarded to any oper contractor, subcontractor, allia partner or any other entity involve any project, operation, activity transaction in the upstream sect the Nigeria oil and gas industry be deducted at source and paid the Fund.

(3) The Fund shall be manage

Federal rry out igerian by any hereby content	functions and powers conferred on any agency or department of the Federal Government of Nigeria to carry out the implementation of Nigerian content development or policy in the Nigerian oil and gas industry by any law or enactment is hereby transferred to the Nigerian Content <b>Development and</b> Monitoring Board established under this Act.	Typographical error corrected.
ontent	Establishment of Nigerian Content	
	Development Fund	
own as opment hed for the content bil and	1) A Fund to be known as the Nigerian Content Development Fund (the "Fund") is established for purposes of funding the implementation of Nigerian content development in the Nigeria oil and gas industry.	
erator, Iliance Ived in /ity or ctor of y shall id into	contractor, subcontractor, alliance partner or any other entity involved in	The Fund is contributed by the industry for the development of the Nigerian Content. As such there should be provisions in the Act to ensure that this objective is met. The proposed

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the Nigerian Content Development<br/>Board and employed for projects,<br/>programmes, and activities directed<br/>at increasing Nigerian content in the<br/>oil and gas industry.3) Subject to section 104(4) the Fund<br/>shall be managed by the Nigerian<br/>Content Development and<br/>Monitoring Board and employed for

- Subject to section 104(4) the Fund shall be managed by the Nigerian Content Development and Monitoring Board and employed for projects, programmes, and activities directed at increasing Nigerian Content in the oil and gas industry provided that:
- a) Not more than ten per cent (10%) of the monies accruing to the Fund in any year shall be spent by the Board on its operations including General and Administrative expenses, whether as operating or capital expenditure.
- b) At least Seventy per cent (70%) of the Fund shall be disbursed to qualified Nigerian Indigenous Companies for in-country capacity development by way of long-term, low cost asset acquisition loans and infrastructure or facilities development support, equity investment, direct grants for incountry Research and Development (R&D), technology

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and
expenses,
in-country
    asset
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 facilities
      and
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	c) d)	A half-yearly report in respe- will be publish and in at least newspapers, beneficiary amounts disbu- to-date, assets infrastructure developed. If any of funds section 104(4)(f in any one year) allocated and of succeeding year)
Compliance Act	Enforce 2003.	ment of Complia
VigerianContentnconjunctionnconjunctionnavepowerstocewithrelevantstalandInlande)ActinningtoNigerian	shall ha with rel Inland S	<b>bard</b> in conjunction we powers to enformate evant sections hipping (Cabotage ers pertaining to ment.

A half-yearly disbursement report in respect of the funds will be published in the JQS and in at least two (2) national newspapers, specifying beneficiary companies, amounts disbursed, recovery- to-date, assets acquired and infrastructure / facility developed.	
If any of funds referred to in section 104(4)(b) are not spent in any one year, it may be allocated and disbursed in the succeeding years.	
cement of Compliance Act No. 5,	Editorial change mad consistency.
<b>Board</b> in conjunction with NIMASA have powers to enforce compliance relevant sections of Coastal and Shipping (Cabotage) Act in relation atters pertaining to Nigerian content opment.	

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e made to ensure			
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content development.

#### Interpretation.

**106.** — "Labour Clause" mean clause mandating the use of minimum percentage of Nige Labour in professional cadres is contracts awarded in the Nige petroleum industry above a three value as stipulated by the Min from time to time;

"Nigerian company" means company formed and registere Nigeria in accordance with provision of Companies and / Matters Act with not less than a equity shares by Nigerians;

"NNPC Joint Ventures Partimeans oil companies that exect various petroleum agreements NNPC;

"Nigerian content" means quantum of composite value a to or created in the Nig economy by a system development of capacity capabilities through 1he delib

	Interpretation
ans a of a	In this Act:
gerian in all gerian eshold linister	"Joint Qualification System" mean industry databank of available capa and capabilities in the Nigerian oil ar industry;
ns a red in Allied 51 %	"Labour Clause" means a mandating the use of a min percentage of Nigerian Labou professional cadres in all con awarded in the Nigerian petr industry above a threshold valu stipulated by the Minister from ti- time;
rtners" ecuted s with	"Minister" means the Minister of Petr Resources;
the added	Nigerian Indigenous Company mea company which:
igerian ematic and berate	a) entire issued share capi owned by Nigerians.

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Gas industry" onnected. with development, ation and sale gas resources d downstream

the Nigeria Company ries and joint any Nigerian, al oil and gas he Nigerian oil under any t;

#### b) Board of direct only Nigerians

c) owns all its assets

"Nigerian Company" mea formed and registered accordance with the Companies and Allied Mat less than 51 % equity shar

"NNPC' means Nigeria Na Corporation;

"NNPC Joint Ventures Par companies that execu petroleum agreements with

"Nigerian Content" means composite value added to Nigerian economy by development of capacity through the deliberate Nigerian human, material services in the Nigeria industry;

any foreign any project in Percentage rating of a cor

tors comprises	
ts	Editorial change to include
eans a company in Nigeria in provision of itters Act with not res by Nigerians;	There already exist severa act which can only be app Nigerian Indigenous comp category needs to be clear avoid abuse and circumve Act.
ational Petroleum	
artners" means oil auted various th NNPC ;	
as the quantum of o or created in the a systematic and capabilities e utilization of al resources and an oil and gas	
icator" means a ompany based on	The amendment is to put that midstream activities development of pipeline







#### Citation.

107. — This Act may be cited the Nigerian Oil and Gas Indu Content Development Act, 201

#### EXPLANATORY MEMORAND

This Bill Seeks to provide for Development of Nigerian Conter the Nigerian Oil and Gas Indu Nigerian Content plan, Supervis Coordination, Monitoring Implementation of the Nige Content.

	virtual platform for buyers and sell goods and services in the oil and industry that allows for speedy transparent transactions.
ed as iustry 10.	Citation This Act may be cited as the Nig Oil and Gas Industry Co Development Act, 2010.
DUM	EXPLANATORY MEMORANDU
tent in dustry, vision, and	This Bill Seeks to Amend the Nig Oil and Gas Content Developmen by Extending the Waiver Wil Removing Difficulties of Acces Funds and Correcting an Ob Heading Error.

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