



EDO STATE GOVERNMENT OF NIGERIA

EXECUTIVE ORDER NO.....2023

**EXECUTIVE ORDER ON ESTABLISHMENT OF A FRAMEWORK FOR EXPEDITED BROADBAND DEPLOYMENT,
STREAMLINED RIGHT-OF-WAY PROCEDURES, AND ASSOCIATED FEES IN EDO STATE**

WHEREAS:

1. The State of Edo recognizes the crucial role of Science, Technology, and Innovation (STI) in achieving its developmental goals and the Government of Edo State is committed to advancing technological infrastructure, fostering economic development, and ensuring universal access to broadband services for its residents.
2. THEREFORE, recognizing the strategic importance of broadband deployment, it is imperative to establish a streamlined framework for Right of Way (RoW) approvals, aggregate fees, and associated costs to encourage investment in digital infrastructure. The establishment of this framework shall:
 - (1) Accelerate broadband deployment to underserved and unserved areas and set specific goals for expansion of broadband access in rural and urban areas.
 - (2) Streamline right of way procedures to expedite infrastructure development and establish fair and transparent fee structures for right of way access.
 - (3) Mandate a comprehensive review of current right of way and facilitate collaboration amongst MDAs.
 - (4) Encourage public input and awareness on the benefits of broadband deployment and RoW procedures.

I, Godwin Nogheghase Obaseki, Governor of Edo State of Nigeria in the exercise of the power vested on me by the Constitution of the Federal Republic of Nigeria, 1999 (as amended), and by virtue of all other powers enabling me in that behalf do hereby order and direct as follows:

1. Streamlined Right-Of-Way (Row) Procedures

1.1 Application Process:

(a) To obtain RoW approval for broadband deployment, service providers shall submit a single comprehensive application to the Ministry of Roads and Bridges (MRB).

(b) The application shall include:

- Detailed technical documentation outlining the proposed project, including network design, equipment specifications, and environmental impact assessments.
- Geospatial maps showcasing the planned routes, ensuring alignment with existing infrastructure and minimizing environmental impact.
- Proof of relevant licenses and permits.

1.2 Technical Review and Approval:

(a) Ministry of Roads and Bridges (MRB), in collaboration with the Ministry of Digital Economy and Science & Technology (MoDEST), the State Electricity Regulatory Commission (SERC) and Information Communication Technology Agency shall establish a Technical Committee to review applications.

(b) The Technical Committee shall assess the proposed project based on safety, technical feasibility, environmental impact, and alignment with state digital infrastructure goals.

(c) Ministry of Roads and Bridges (MRB) shall grant RoW approval within 20 days of a complete application, provided all technical requirements are met.

1.3 RoW Permit and Fees:

(a) Upon approval, Ministry of Roads and Bridges (MRB) shall issue a formal RoW permit to the service provider.

(b) The permit shall specify the approved route, construction conditions, and timeframe for project completion.

(c) Service providers shall pay the following non-refundable fees:

- Application Processing Fee: =N=10,000
- RoW Permit Fee:
 - =N=50 per linear meter for underground infrastructure deployment.
 - =N=75 per linear meter for aerial infrastructure deployment (excluding poles and towers).

- =N=125 per linear meter for infrastructure deployment along major highways or bridges.

(d) Fees shall be remitted to the appropriate MDA through Edo IGR Account.

2. Predictable And Aggregated Fees

2.1 Aggregate Fee Structure:

- (a) The Government adopts a policy of charging aggregate fees for broadband deployment on a per linear meter basis.
- (b) The maximum aggregate fee is set at =N=145 per linear meter, encompassing all associated costs except application processing and permit fees.
- (c) This structure eliminates hidden charges and facilitates financial predictability for service providers.

2.2 Fee Components:

- (a) The aggregate fee covers the following:
 - Right-of-way access and usage charges.
 - Administrative and processing costs.
 - Environmental impact mitigation fees.
 - Utility coordination and relocation costs, if applicable.
- (b) Detailed breakdowns of fee components for different categories of infrastructure and deployment zones shall be made available by the Ministry of Roads and Bridges (MRB).

3. Coordination And Monitoring

3.1 Inter-Agency Collaboration:

- (a) MRB, MoDEST, ICTA and SERC shall actively collaborate to ensure seamless RoW application, review, and approval processes.
- (b) The Technical Committee shall meet regularly to address emerging issues and streamline procedures.

3.2 Public Awareness and Transparency:

(a) The Government shall embark on a comprehensive public awareness campaign to educate stakeholders on the benefits of broadband, RoW procedures, and applicable fees.

(b) Information materials, workshops, and town hall meetings will be organized to facilitate public understanding and engagement.

3.3 Monitoring and Evaluation:

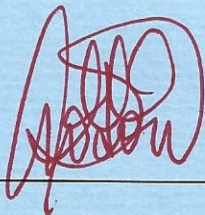
(a) MRB, in collaboration with MoDEST and SERC, shall regularly monitor the implementation of this Order and track key performance indicators, including application processing time, project completion rates, and broadband coverage expansion.

(b) Periodic reviews will be conducted to identify areas for improvement and update procedures as needed.

Effective date of Order:

This Order shall be deemed to have taken effect immediately upon issuance

IN WITNESS WHEREOF, I have set my hand and official seal the 29th day of December 2023. —



GODWIN NOGHEGHASE OBASEKI
GOVERNOR OF EDO STATE