



Edo State Public-Private Partnership (PPP) Disclosure Framework Manual

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Abbreviation

Abbreviation	Full Meaning
PPP	Public-Private Partnership
MDA	Ministry, Department, or Agency
MoF	Ministry of Finance
DMO	Debt Management Office
OBC	Outline Business Case
FCCL	Fiscal Commitment and Contingent Liability
RFP	Request for Proposal
RFQ	Request for Qualification
ESIA	Environmental and Social Impact Assessment
VfM	Value for Money

KPI	Key Performance Indicator
SLA	Service Level Agreement
VGF	Viability Gap Financing
MoJ	Ministry of Justice
FOI	Freedom of Information
CAC	Citizen Advisory Committee
GRI	Global Reporting Initiative
ESG	Environmental, Social, and Governance
NDC	Nationally Determined Contribution (under the Paris Agreement)

Glossary of Terms

A. General PPP Terms

Public-Private Partnership (PPP): means a long-term contractual arrangement between the Edo State Government (or its agencies) and a private sector entity for the delivery of public infrastructure or services, where risks and rewards are shared.

Procuring MDA: means a Ministry, Department, or Agency of Edo State Government responsible for initiating, managing, or overseeing a PPP project.

Project Lifecycle: means the four stages of a PPP project:

- (a) Identification & Feasibility
- (b) Procurement & Contract Award
- (c) Implementation & Monitoring
- (d) Post-Completion & Contract Expiry

Unsolicited Proposal: means a PPP project proposal submitted by a private entity without a prior government request, subject to competitive procurement under Edo State PPP Law (2025).

B. Disclosure-Specific Terms

Disclosure: means Proactive publication of PPP project information as mandated by this Framework, including contracts, reports, and fiscal risks.

Redaction: means the process of withholding commercially sensitive, classified, or legally exempt information from public disclosure.

Fiscal Commitment and Contingent Liability (FCCL): means Potential financial obligations of the government arising from PPP projects (e.g., guarantees, viability gap funding). Assessed using Appendix 3.

Disclosure Compliance Certificate: means a formal certification (per Appendix 7) confirming adherence to disclosure requirements at each project stage.

C. Document Types

Outline Business Case (OBC): means a preliminary analysis of a PPP project's technical, financial, and economic feasibility.

Request for Qualification (RFQ)/Request for Proposal (RFP): means Bidding documents used in PPP procurement, disclosed under Section 4.1(b).

Environmental and Social Impact Assessment (ESIA): means a report evaluating a project's environmental and social risks, disclosed under Section 4.1(a)(v).

D. Institutional Roles

EDPPP Agency: means The Edo State PPP Agency established by the Edo State Public Private Partnership Law, 2025, responsible for enforcing disclosure compliance and maintaining the PPP Portal.

Ministry of Finance (MoF): means the Edo State Ministry in charge of overseeing fiscal risk disclosures (FCCL) and budget integration.

Citizen Advisory Committee (CAC): means a stakeholder group providing feedback on PPP transparency established under this Guideline Manual.

E. Financial and Legal Terms

Viability Gap Financing (VGF): means Government subsidies to make a PPP project financially viable.

Value for Money (VfM): means an assessment of whether a PPP delivers optimal benefits relative to costs, reviewed post-completion.

Service Level Agreement (SLA): means Performance standards binding the private partner, monitored and disclosed quarterly.

G. Key Concepts

Open by Default: means that the principle that all PPP information must be disclosed unless exempt under Section 7.

Proactive Disclosure: means the Mandatory publication of information without awaiting formal requests.

Whistleblower System: means a mechanism for reporting non-compliance with disclosure rules (Section 9.3).

1. Introduction

1.1 Background

Public-Private Partnerships (PPPs) are essential for Edo State's infrastructure development, enabling the government to leverage private sector expertise, financing, and innovation. However, the effectiveness of PPPs depends not only on sound financial and legal structuring but also on **transparency, accountability, and public trust**.

Recognizing the importance of public access to information in fostering governance, investor confidence, and fiscal accountability, the Edo State Government is committed to building a PPP program rooted in openness and citizen's engagement. This commitment is further reinforced by the **Edo State PPP Law (2025)**, which mandates transparency at all stages of PPP project implementation.

To this end, Edo State has developed a comprehensive **PPP Disclosure Framework Manual**. Drawing from international best practices and regional models, this Framework institutionalizes the **proactive, structured, and consistent publication of key PPP-related information**.

This effort aligns with broader governance reforms, including open contracting principles and the Open Contracting Data Standards (OCDS), as well as Nigeria's national and international commitments to anti-corruption, transparency, and sustainable development.

By ensuring timely, accurate, and accessible project information, the State aims to:

- Build public and investor trust in PPP projects.
- Improve competition and the quality of private sector participation.
- Facilitate informed decision-making across government and society.
- Enable independent oversight by civil society, media, and the legislature.
- Guard against fiscal mismanagement, opaque contracting, and corruption.

This Framework applies to **all PPP projects undertaken by Edo State**, covering the entire project lifecycle, from **project identification to contract expiration or termination**, including unsolicited proposals and project variations. The depth and frequency of disclosure may be proportionately adjusted based on risk exposure, project scale, and fiscal commitment.

Note: This Framework is a living document and may be revised periodically to reflect new laws, emerging trends, and stakeholder feedback.

1.2 This Document

This PPP Disclosure Framework Manual establishes **Edo State's official policy and procedure for PPP transparency**. It is designed to serve as a practical, operational

manual for implementing disclosure provisions under the Edo State PPP Law (2025) and ensuring alignment with global standards.

Specifically, this document aims to:

- **Enhance transparency and accountability** by providing structured guidelines for disclosing PPP-related information.
- **Ensure compliance** with legal mandates and international best practices.
- **Standardize** the format, content, and timelines for PPP disclosures across all government institutions.
- **Facilitate informed decision-making** by ensuring the availability of accurate, up-to-date information.
- **Support proactive disclosure**, strengthening collaboration between government, private sector, and citizens.
- **Balance transparency with commercial confidentiality**, using clear procedures for redactions and exemptions.
- **Integrate with open government and procurement initiatives**, promoting sustainable and inclusive development.

The manual adopts a **lifecycle-based disclosure approach**, consistent with global models. Required disclosures are categorized into the following project stages:

- **Project Identification & Feasibility;**
- **Procurement & Contract Award;**
- **Implementation & Monitoring;**
- **Post-Completion & Contract Expiry.**

For each stage, this framework provides:

- Key disclosure items
- Responsible institutions
- Timing and frequency of publication
- Standard formats, templates, and disclosure clauses (see Appendices)

It also outlines:

- Institutional roles and coordination mechanisms
- Enforcement, compliance, and penalty structures
- Periodic review and update procedures

Ultimately, this Framework ensures that **all Edo State PPPs are open by default**, improving value-for-money, reducing fiscal risk, and reinforcing integrity and confidence in public-private cooperation.

1.3. Legal Basis:

- 1.3.1. The Edo State PPP Law (2025) mandates transparency in the selection, approval, and implementation of PPP projects. This framework operationalizes the disclosure requirements outlined in the law, ensuring compliance with international best practices such as the World Bank Framework for Disclosure in PPPs.
- 1.3.2. Sections 47 of the Edo State PPP Law (2025) that mandate disclosure all project stages.
- 1.3.3. Section 18 (3) Edo State PPP Law (2025) provides a general legal anchor upon which the disclosure stands as one of the regulations that can be made by the Agency.

1.4. Overview of the other relevant laws, regulations directing disclosure in the State:

1.4.1. Edo State Public Procurement Law (2020)

Principal Disclosure Requirements:

- Section 21: provide for a comprehensive procurement assessment report including all PPP projects to be published in the Edo State official Gazette and .website
- Section 24: provides that all procurement processes shall be open to the public to allow all parties apply for the bidding process.
- Section 28: Ensures public access to procurement records, including bidding documents and contract awards.
- Section 30: Requires disclosure of evaluation criteria and bid outcomes within 14 days following selection.

Penalties: Non-compliance may result in contract cancellation or other sanctions as outlined in Sections 45 and 72 of **Edo State Public Procurement Law (2020)**

1.4.2. Edo State Public Financial Management & Fiscal Responsibility Law (2018)

Transparency Provisions:

- Section 20: Requires the publication of the State financial reports.
- Section 22: Requires quarterly publication of budget performance reports.

- Section 24: Mandates disclosure of all State guarantees and loan obligations.
- Section 66: Makes provision for the publication of the State Audited accounts;
- Section 67: makes provision for the publication of summarized report on budget execution by the State:

1.4.3. The Edo State Audit, 2021

Applicable Disclosure Sections:

- Section 30: Requires the Auditor-General to prepare an audit report and submit same to the Edo State House of Assembly.
- Section 34: provides for annual certificate and report by the Auditor-General.
- Generally provide for public bid openings and access to procurement records.
- Mandates publication of contract summaries post-award.

1.4.5. Freedom of Information (FOI) Act (2011)

Core Mandates:

- Section 2: Guarantees public access to government records, explicitly including PPP and procurement-related information.
- Section 20: Imposes a mandatory 7-day response period for information requests.

Exemptions: Limited to matters of national security and trade secrets under Section 15.

1.4.6. Nigeria Data Protection Act (2023)

Relevance to Disclosure:

- Section 25: Requires lawful processing of personal data involved in public contracts.
- Section 30: Mandates prompt disclosure of data breaches to affected individuals.

Conflict Note: Balances transparency obligations with privacy protections concerning PPP stakeholder data.

1.4.6. Fiscal Responsibility Act (2007, Federal)

Key Disclosure Clauses:

- Section 45: Requires disclosure of government liabilities, including contingent obligations arising from PPPs.
- Section 51: Mandates annual publication of fiscal risk reports.

1.4.7. Official Secrets Act (1962)

Limitation on Disclosure:

- Section 1: Restricts publication of classified government information.

Conflict Resolution: The FOI Act's public interest override under Section 12 supersedes these restrictions.

2. Objectives of the Disclosure Framework

2.1. The primary objectives of this disclosure framework are to:

2.1.1. Promote Transparency and Public Confidence

2.1.2. Ensure all stakeholders, including civil society and investors, have access to key PPP project information.

2.2. Enhance Government Accountability

2.2.1. Provide a mechanism for monitoring fiscal commitments, contingent liabilities, and project performance.

2.3. Support Informed Decision-Making

2.3.1. Ensure that government agencies, legislators, and investors have reliable data to assess project risks and benefits.

2.4. Facilitate Compliance with Legal and Regulatory Requirements

2.4.1. Align with Edo State's legal framework, including budget laws, procurement regulations, and anti-corruption policies.

2.5. Promote citizen engagement and feedback mechanisms.

- 2.6. Enhance the efficiency and effectiveness of PPP project implementation.
- 2.7. Reduce corruption, and increase the state credit worthiness.

3. Scope and Applicability

3.1. This Disclosure Framework shall apply to **all Public-Private Partnership (PPP) projects and transactions** undertaken, initiated, facilitated, or approved by the **Edo State Government**, its Ministries, Departments and Agencies (MDAs), and any other public entities acting on behalf of the State.

3.2. It encompasses:

- All project models recognized under Edo State PPP legislation, including Design-Build-Operate (DBO), Build-Operate-Transfer (BOT), Concessions, Management Contracts, Joint Ventures, and Lease-Develop-Operate (LDO).
- Projects involving state-level guarantees, Viability Gap Financing (VGF), land grants, or other forms of public support or fiscal commitment.

3.3. Sectoral Coverage

This Framework applies across all economic and social infrastructure sectors where PPPs may be developed, including but not limited sectors listed in the table 1 below:

Sector	Examples of Applicable PPP Projects
(a) Transport	Road concessions (e.g., Benin-Sapele Road Expressway PPP), bridge PPPs (Benin port terminals).
(b) Energy and Power	Independent Power Producers (IPPs), captive solar plants (e.g., Edo Modular Grid PPP in industrial clusters), rural electrification PPPs.
(c) Water and Sanitation	Urban water supply schemes (e.g., Benin Water Distribution PPP), waste-to-energy sanitation PPPs, sewerage networks.
(d) Healthcare and Education Infrastructure	Teaching hospitals under PPPs (e.g., Edo State Specialist Hospital), student hostel concessions at tertiary institutions, diagnostics service concessions.
(e) Housing and Urban Development	Affordable housing PPPs (e.g., Emotan Garden Extension), market redevelopment (e.g., Oredo Smart Market PPP).

Sector	Examples of Applicable PPP Projects
(f) Digital Infrastructure	Fibre optic networks (e.g., Edo Digital Backbone PPP), data centre PPPs, education tech infrastructure concessions.
3.4.	The framework shall apply to all stages of the PPP project lifecycle , ensuring that disclosure requirements are met at each critical decision point and implementation phase as provided in the table 2 below:

Table 2

Stage	Applicable Activities Covered
(a) Project Identification & Feasibility	Project concept notes, Outline Business Cases (OBCs), pre-feasibility studies, market sounding results, FCCL screening summaries.
(b) Procurement & Contract Award	Request for Qualifications (RFQ), Request for Proposals (RFP), bidder shortlists, bid evaluations, signed and redacted PPP contracts.
(c) Implementation & Monitoring	Construction updates, quarterly performance monitoring reports, key performance indicators (KPIs), variations, and dispute resolutions.
(d) Post-Completion & Contract Expiry	Handover reports, post-implementation reviews, ex-post value-for-money (VfM) assessments, terminal audits.

3.5. Applicability to Unsolicited Proposals and Project Variations

3.5.1. This framework also applies to **unsolicited PPP proposals** submitted by private sector participants outside of government-initiated pipelines. For such projects, the following principles apply:

- (a) Disclosure shall commence once the project has been formally accepted into the PPP pipeline and undergoes competitive procurement (as required by law).
- (b) Documents related to original submissions, value proposition, and negotiated risk allocation shall be disclosed where not commercially sensitive.

3.5.2. **Project scale** (e.g., large-scale urban redevelopment vs. small rural energy PPP) shall not exempt a project from disclosure requirements. Provided the **depth and frequency of disclosure** may be proportionally adjusted based on risk, capital cost, and fiscal exposure subject to guidelines issued by the EDPPP Agency (see Appendix 6).

4. Disclosure Requirements

4.1. Categories of Disclosed Information:

4.1.1. The following information must be disclosed at different stages of the PPP lifecycle:

(a) Project Identification & Feasibility Stage:

- i. Project concept and objectives;
- ii. Justification for PPP model selection;
- iii. Preliminary feasibility study reports;
- iv. Expected fiscal commitments and contingent liabilities;
- v. Environmental and social impact assessments;
- vi. Add details on the methodology used for feasibility studies, including economic, financial, and technical assessments;
- vii. Specify the level of detail required for environmental and social impact assessments (ESIAs), including public consultation processes;
- viii. Include the projected economic impact of the project.

(b) Procurement & Contract Award Stage:

- i. Request for Qualification (RFQ) and Request for Proposal (RFP) documents;
- ii. List of pre-qualified bidders;
- iii. Evaluation criteria and bid evaluation reports;
- iv. Name of the selected private partner and contract summary;
- v. Key financial and legal obligations of the government;
- vi. Include the criteria for pre-qualification of bidders and the weight assigned to each criterion;
- vii. Detail the bid evaluation process, including the composition of the evaluation committee and any external expert involvement;
- viii. Provide a summary of the risk allocation matrix and how risks are shared between the government and the private

partner;

ix. Include the full un-redacted contract to the auditor general.

(c) Implementation & Monitoring Stage:

- i. PPP contract and financial structure;
- ii. Performance monitoring reports (e.g., service delivery, financial compliance);
- iii. State's financial commitments (availability payments, guarantees, etc.);
- iv. Changes or amendments to PPP agreements;
- v. Risk allocation framework and force majeure events disclosure;
- vi. Specify the frequency and format of performance monitoring reports, including key performance indicators (KPIs) and service level agreements (SLAs);
- vii. Detail the process for handling contract variations and amendments, including approval procedures and justification requirements;
- viii. Provide information on dispute resolution mechanisms and any ongoing disputes;
- ix. Include information about if the private partner is meeting local content requirements.

(d) Post-Completion & Contract Expiry Stage:

- i. Post-project evaluation and impact assessment;
- ii. Final project costs and financial statements;
- iii. Transfer of assets to the government (if applicable);
- iv. Lessons learned and recommendations for future PPPs;
- v. Include details on the asset transfer process, including valuation methodologies and handover protocols;
- vi. Provide a comprehensive post-project evaluation, including

- lessons learned and recommendations for future PPPs;
- vii. Include a review of the project's impact on the local economy.

(e) All PPP projects shall include a dedicated section addressing climate-related risks and corresponding mitigation strategies, and shall:

- i. Identify Climate Risks: Clearly outline physical risks (e.g., flooding, extreme weather, temperature increases) and transitional risks (e.g., regulatory changes, market shifts) relevant to the project;
- ii. Assess Impact: Provide an analysis of how identified risks may affect project viability, operations, financing, and sustainability over the project lifecycle;
- iii. Mitigation Measures: Detail planned or adopted mitigation and adaptation strategies, including infrastructure resilience measures, use of green technologies, and emission reduction initiatives;
- iv. Monitoring and Reporting: Specify mechanisms for continuous monitoring, periodic review, and public reporting of climate risks and mitigation performance;
- v. Alignment with National and International Frameworks: Demonstrate how the project aligns with national climate policies and commitments (e.g., Nigeria's NDCs under the Paris Agreement) and relevant ESG or climate disclosure standards.

- 4.2. The specific disclosure requirements at each stage of the PPP lifecycle are detailed in **Appendix 1: Disclosure Checklist by Project Stage**.
- 4.3. The fiscal risk screening process required during project preparation is captured in the template in **Appendix 3**.

5. Disclosure Mechanisms

5.1. Online PPP Disclosure Portal:

- 5.1.1. The Edo State PPP Agency shall maintain a dedicated online PPP disclosure portal, which will serve as the primary platform for public

access to PPP related information. The portal will include:

- (a) Project database with key details of all PPP projects;
- (b) Downloadable reports and contracts for easy reference;
- (c) Frequently Asked Questions (FAQs) section for stakeholder engagement;
- (d) Include interactive features, such as data visualization tools and online feedback forms;
- (e) Ensure the portal is accessible to persons with disabilities;
- (f) Provide multilingual support, if necessary;
- (g) Include an alert system, to notify users of updates.

5.2. Government Publications and Reports:

5.2.1. PPP disclosure information shall also be included in:

- (a) Annual Budget Statements (Ministry of Finance);
- (b) Fiscal Risk Reports (Debt Management Office);
- (c) State Auditor-General's Reports;
- (d) Ensure that PPP-related information is presented in a clear and accessible format;
- (e) Provide summaries of complex financial and legal documents;
- (f) Include a section in the budget dedicated to PPP projects.

5.3. Legislative and Public Engagement:

- 5.3.1. The Edo State House of Assembly shall conduct periodic public hearings on PPP projects;
- 5.3.2. The PPP Agency shall publish quarterly updates and host stakeholder consultations to ensure transparency;
- 5.3.3. Ensure that public hearings are conducted in a transparent and inclusive manner;
- 5.3.4. Establish a citizen advisory committee to provide ongoing feedback on PPP projects;

5.3.5. Utilize social media, and other digital tools to engage the public.

The standardized format for summarizing PPP contracts for public disclosure is provided in Appendix 2.

6. Disclosure Timelines and Updates

6.1 Disclosure Template by Project Stage with timeline:

(a) Project Identification & Feasibility Stage:

Table 3

Disclosure Item	Description	Document to Publish	Responsible Institution	Timeline
Project Concept Summary	Brief overview of the project, rationale, objectives	Project Concept Note	Procuring MDA / PPP Agency	At registration into PPP pipeline
Outline Business Case (OBC) Summary	Summary of technical, legal, financial, economic feasibility	OBC Summary	MDA / PPP Agency	Within 30 days of OBC approval
FCCL Risk Screening Summary	Overview of fiscal risks and contingent liabilities	FCCL Screening Report	MoF / DMO	Prior to procurement initiation
Environmental and Social Impact Assessment	Summary of E&S risks and mitigation strategies	ESIA Summary	MDA / Ministry of Environment	Within 15 days of approval
Market Sounding Report	Summary of private sector feedback	Market Consultation Summary	PPP Agency	Within 30 days post-consultation

(b) Procurement & Contract Award Stage

Table 4

Disclosure Item	Description	Document to Publish	Responsible Institution	Timeline
Request for Qualification	Pre-qualification	RFQ Document	MDA / PPP Agency	At least 14 calendar days

(RFQ)	invitation and criteria			prior to the official publication date of the RFQ, counted from the date of public notice as defined in the Edo State PPP Framework
Request for Proposal (RFP)	Final bid documents issued to qualified bidders	RFP Document	MDA / PPP Agency	5 days Before the launch of RFP
List of Prequalified Bidders	Names of firms cleared to participate in the RFP	RFQ Evaluation Summary	MDA	Within 5 days of shortlisting
Summary of Bid Evaluation	Overview of winning bid and evaluation rationale	Evaluation Report Summary	MDA / Procurement Unit	Within 15 days of contract award
Final Signed Contract (Redacted)	Redacted version of the executed PPP contract	Contract Document (Redacted)	MDA / MoJ / PPP Agency	Within 60 days of signing
Contract Summary Note	Plain language summary of obligations, risks, term, payment terms	Contract Summary Note	PPP Agency	Within 30 days of signing

(c) Implementation & Monitoring Stage

Table 5

Disclosure Item	Description	Document to Publish	Responsible Institution	Timeline
Construction Progress Reports	Updates on physical and financial progress	Quarterly Progress Report	MDA / PPP Agency	Quarterly
Performance	KPIs and	KPI Monitoring	MDA	Quarterly

Indicators	results achieved versus contracted standards	Dashboard		
Variation Notices	Changes to contract scope, duration, obligations	Variation Summary Document	MDA / PPP Agency / MoJ	Within 15 days of approval
FCCL Updates	Revised fiscal exposure reports and guarantees	FCCL Update Report	MoF / DMO	Within 30 days of the execution of the contract
Dispute Resolution Reports	Summary of disputes raised and resolution status	Dispute Log Summary	MDA / PPP Agency	Annually or as applicable

(d) Post-Completion & Contract Expiry Stage

Table 6

Disclosure Item	Description	Document to Publish	Responsible Institution	Timeline
Terminal Audit Report	Financial and operational audit report before hand back	Independent Audit Report	Auditor-General	Within 90 days before expiry
Post-Implementation Review	Final performance evaluation of the PPP project	Project Completion Report	MDA / PPP Agency	Within 90 days of contract end
Handover/Transition Report	Physical and financial hand back documentation	Handover Report	MDA	Upon contract close-out
Lessons Learned Summary	Institutional learning from project experience	Lessons Learned Note	PPP Agency	Within 6 months of contract end

6.2. Updates and Amendments:

- 6.2.1. Any amendments to contracts must be disclosed within 30 days of approval;
- 6.2.2. Financial performance updates must be provided annually;
- 6.2.3. Require a detailed explanation for any delays or deviations from disclosure timelines;
- 6.2.4. Establish a process for correcting errors or inaccuracies in disclosed information.

6.3. Timelines for disclosure and the institutional responsibilities are provided in **Appendix 6**

7. Exemptions and Confidentiality Considerations

7.1. While transparency is a priority, certain sensitive information may be exempt from full disclosure, including:

- 7.1.1. Commercially sensitive financial information (e.g., proprietary technology details);
- 7.1.2. Confidential business strategies that could compromise competitive neutrality;
- 7.1.3. Information restricted by state security laws;
- 7.1.4. However, any exemptions must be justified and approved by the PPP Agency and disclosed in summary form where possible;
- 7.1.5. Establish a clear and transparent process for requesting and approving exemptions from disclosure;
- 7.1.6. Require that all exemption requests be documented and justified in writing;
- 7.1.7. Conduct regular reviews of exemptions to ensure they remain valid;
- 7.1.8. Require a summary of the exempt information to be disclosed when possible.

7.2. Guidelines for reviewing and approving exemptions from disclosure are outlined in **Appendix 5**.

8. Institutional Responsibilities for PPP Disclosure

To ensure the effective implementation of the Edo State PPP Disclosure Framework, the following institutions shall have clearly defined roles and responsibilities. These roles are tied to specific disclosure items across the project lifecycle and align with the overarching goal of promoting transparency, accountability, and public trust.

8.1. Edo State Public-Private Partnership Agency (EDPPP Agency)

Mandate:

As the primary custodian of PPP information, the EDPPP Agency shall:

- Oversee and manage the Edo PPP Disclosure Portal;
- Develop and maintain a comprehensive PPP Disclosure Policy;
- Ensure compliance with the transparency requirements of the PPP Law and Disclosure Framework;
- Conduct quarterly updates and periodic reviews of project data;
- Provide ongoing training and capacity-building to MDAs and private sector actors on disclosure compliance;
- Appoint a dedicated Disclosure Officer to coordinate disclosure functions across institutions.

Disclosure Responsibilities:

Table 7

Disclosure Item	Disclosure Mechanism
Project Concept Note and Preliminary Assessment	Upload submitted documents from MDAs to Edo PPP Portal
Project Registration and Listing	Publish in the Edo PPP Pipeline Database
Outline Business Case (OBC) Summary	Publish reviewed summary in downloadable format
Signed PPP Contracts (Redacted)	Upload contract documents and summaries
Performance Monitoring Reports	Upload quarterly KPI dashboards and implementation logs

8.2. Edo State Ministry of Finance (MoF)

Mandate:

The Ministry of Finance shall:

- Validate and publish financial and fiscal data related to PPP projects;
- Ensure alignment with Debt Sustainability and FCCL Frameworks;
- Develop guidelines for financial disclosures specific to PPPs;

- Conduct financial audits and integrate PPP risks into the State's budget documentation.

Disclosure Responsibilities:

Table 8

Disclosure Item	Disclosure Mechanism
FCCL Risk Screening Summary	Provide sanitized summary to PPP Agency for publication
Fiscal Risk Reports and Guarantees	Include in budget reports and disclose via PPP Portal
VGF or Government Support Commitments	Publish fiscal impact summaries with PPP Agency support

8.3. Office of the Auditor-General of Edo State

Mandate:

To safeguard public interest and financial integrity, the Auditor-General shall:

- Conduct independent audits of PPP financial obligations and fiscal risks;
- Evaluate contract performance in terms of transparency and VfM;
- Report findings to the House of Assembly and ensure public access to reports.

Disclosure Responsibilities:

Table 9

Disclosure Item	Disclosure Mechanism
Performance and Financial Audit Reports	Upload audit findings to Edo PPP Portal
Terminal and Post-Implementation Audit Reports	Publish completion-stage audit summaries

8.4. Edo State House of Assembly

Mandate:

As the oversight authority, the House shall:

- Mandate and review annual PPP disclosures.
- Hold public hearings on fiscal risks, contract transparency, and disclosure compliance;
- Establish a dedicated PPP Oversight and Transparency Committee;
- Ensure legislative review of the PPP Disclosure Framework every three years.

Oversight Functions and Disclosure Triggers:

Table 10

Disclosure Oversight Item	Mechanism
Legislative Review of PPP Contracts and Fiscal Reports	Annual submissions by PPP Agency and MoF
PPP Agency Reporting Obligation	Bi-annual reporting to House Committee on PPPs
Public Hearings	Organized upon contract signing and major variation events

8.5. Sponsoring Ministries, Departments, and Agencies (MDAs)

Mandate:

Procuring MDAs shall:

- Initiate and prepare all relevant PPP project documentation;
- Coordinate with the EDPPP Agency on disclosure compliance;
- Track updates throughout the project lifecycle and report any variations.

Disclosure Responsibilities:

Table 11

Disclosure Item	Disclosure Mechanism
Project Concept Note and Feasibility Reports	Submit to EDPPP Agency for validation and publication
ESIA Summaries and Permits	Upload approved summaries via PPP Agency
Contract Monitoring Reports	Submit quarterly updates for PPP Portal publication
Variation Requests and Approvals	Notify EDPPP Agency and MoJ; publish variation summary

Summary: Coordinated Disclosure Flow

Table 12

Stage	Lead Agency	Supporting Institutions
Identification & Feasibility	MDA	PPP Agency, MoF, Environment Ministry
Procurement & Award	PPP Agency	MoF, MDAs, Ministry of Justice, EDPA (Procurement)

		Agency
Implementation & Monitoring	MDA	PPP Agency, MoF, Auditor-General
Post-Completion	Auditor-General	PPP Agency, MDA, House of Assembly

8.6. Key Oversight and Coordination Mechanisms

8.6.1. PPP Agency

- Coordinates the disclosure process across all stages;
- Maintains and updates the **Edo State PPP Public Disclosure Portal**;
- Ensures compliance with the disclosure framework;
- Reviews all submissions before publication.

8.6.2. Ministry of Finance

- Conducts and discloses FCCL risk analysis and monitoring
- Ensures fiscal sustainability and transparency of public liabilities

8.6.3. Procuring MDAs

- Lead project sponsors and managers throughout the lifecycle
- Responsible for preparing and forwarding disclosure materials to the PPP Agency

8.6.4. Ministry of Justice

- Reviews legal aspects of contracts and amendments
- Ensures redactions comply with Freedom of Information and commercial confidentiality standards.

8.7. Model disclosure clause to be included in all PPP contracts is provided in **Appendix 4.**"

9. Compliance and Enforcement Mechanisms

9.1. Penalties for Non-Compliance:

9.1.1. Government agencies or private partners that fail to disclose required PPP information may face:

- (a) Financial penalties under Edo State's procurement and fiscal laws;
- (b) Contract suspension or termination in severe cases;

- 9.1.1. Establish a graduated system of penalties, including warnings, fines, and contract termination;
- 9.1.2. Publish a list of non-compliant entities on the PPP disclosure portal;
- 9.1.3. Create a whistle blower system, to allow people to report non-compliance.

9.2. The certification template for verifying disclosure compliance prior to project approval is included in **Appendix 7**.

10. Monitoring and Evaluation:

- 10.1. The PPP Agency will conduct annual evaluations of disclosure compliance.
- 10.2. A PPP Transparency Review Committee will be set up to monitor implementation.
- 10.3. Establish a system for monitoring the effectiveness of the PPP disclosure framework.
- 10.4. Conduct regular stakeholder surveys to gather feedback on the disclosure process.
- 10.5. Publish an annual report on compliance with the framework.

11. Conclusion

11.1. The PPP Disclosure Framework Manual is essential for ensuring good governance, transparency, and financial accountability in Edo State's PPP program. By implementing a robust and structured disclosure system, Edo State will:

- 11.1.1 Boost investor confidence in its PPP framework;
- 11.1.2 Ensure informed decision-making by policymakers and stakeholders;
- 11.1.3 Safeguard public resources and prevent fiscal mismanagement;
- 11.1.4 This framework will be regularly updated to reflect best practices and emerging trends in PPP transparency;
- 11.1.5 Emphasize the importance of continuous improvement and adaptation of the PPP disclosure framework;

11.1.6 Highlight the role of the framework in promoting sustainable and inclusive development in Edo State;

11.1.7 Include plans for periodic reviews of the manual.

12. Capacity Building and Training

12.1. Training Programs:

12.1.1. Develop and implement comprehensive training programs for government officials, private sector partners, and civil society organizations on the PPP disclosure framework.

12.1.2. Include modules on:

- (a) Legal and regulatory requirements for PPP disclosure;
- (b) Best practices in transparency and accountability;
- (c) Use of the online PPP disclosure portal;
- (d) Financial analysis and risk assessment;
- (e) Data privacy and security.

12.2.3. Conduct regular workshops and seminars to update stakeholders on changes to the framework and emerging trends.

12.2. Knowledge Sharing:

12.2.1. Establish a knowledge-sharing platform to facilitate the exchange of best practices and lessons learned among stakeholders.

12.2.2. Organize study tours and exchange programs to learn from other jurisdictions.

12.2.3. Develop and disseminate case studies and research reports on PPP transparency.

13. Stakeholder Engagement and Feedback Mechanisms

13.1. Citizen Advisory Committee:

13.1.1. Formalize the establishment of a Citizen Advisory Committee (CAC) to provide ongoing feedback on PPP projects and the disclosure framework.

13.1.2. Ensure that the CAC is representative of diverse stakeholders,

including civil society organizations, community groups, and the private sector.

13.1.3. Provide the CAC with access to relevant information and resources.

13.2. Public Consultations:

13.2.1. Conduct regular public consultations at key stages of the PPP project lifecycle, including project identification, procurement, and implementation.

13.2.2. Utilize a variety of communication channels, including public meetings, online forums, and social media, to reach a broad audience.

13.2.3. Provide feedback mechanisms to allow citizens to submit comments and suggestions.

13.3. Online Feedback Platform:

13.3.1. Integrate an online feedback platform into the PPP disclosure portal to allow citizens to submit comments, questions, and complaints.

13.3.2. Ensure that all feedback is acknowledged and addressed in a timely manner.

13.3.3. Publish summaries of feedback and responses on the portal.

14. Technology and Innovation

14.1. Digitalization and Data Management:

14.1.1. Leverage technology to enhance the efficiency and effectiveness of the PPP disclosure process.

14.1.2. Implement a robust data management system to ensure the accuracy, completeness, and security of PPP information.

14.1.3. Explore the use of blockchain technology to enhance transparency and traceability.

14.2. Open Data Initiatives:

14.2.1. Promote the publication of PPP data in open data formats to facilitate analysis and use by researchers, civil society organizations, and the private sector.

14.2.2. Develop data visualization tools to make PPP information more accessible and understandable.

15. Continuous Improvement and Review

15.1. Regular Reviews:

15.1.1. Conduct regular reviews of the PPP disclosure framework to ensure its effectiveness and relevance.

15.1.2. Incorporate feedback from stakeholders and lessons learned from other jurisdictions.

15.1.3. Update the framework to reflect changes in legislation, best practices, and emerging technologies.

15.2. Performance Monitoring:

15.2.1. Establish a system for monitoring the performance of the PPP disclosure framework, including key performance indicators (KPIs) related to transparency, accountability, and stakeholder engagement.

15.2.2. Publish annual reports on the performance of the framework.

15.3. International Benchmarking:

15.3.1. Regularly benchmark the Edo State PPP disclosure framework against international best practices and standards.

15.3.2. Learn from other governments, and organizations, that have had success with PPP transparency.

16. Climate Change and Sustainability Disclosure

16.1. Climate Risk Disclosure Requirements:

16.1.1 All PPP projects in Edo State shall integrate comprehensive climate risk assessments into project planning and documentation, including:

(a) Physical Climate Risks Disclosure of location-specific vulnerabilities including:

- Flood risk assessments for infrastructure projects;
- Extreme heat impacts on worker safety and material durability;
- Erosion potential for coastal and riverine projects;
- Water stress analysis for water-dependent projects.

(b) Transition Risks Disclosure of potential impacts from:

- Future carbon pricing mechanisms;
- Energy transition policies;
- Changes in demand for carbon-intensive services;
- Technology obsolescence risks.

16.1.2 Climate risk disclosures must be:

- Included in all Environmental and Social Impact Assessments (ESIAs);
- Updated biannually during project implementation;
- Incorporated into the Fiscal Commitment and Contingent Liability (FCCL) screening process (Appendix 3);
- Published on the Edo PPP Disclosure Portal (Section 5.1).

16.2 Climate-Responsive Project Design

16.2.1 PPP projects must demonstrate climate adaptation measures through:

(a) Resilience Standards:

All infrastructure to meet:

- Edo State Climate-Resilient Design Guidelines in line with the National policy on climate;
- Minimum 1-in-100 year flood protection standards;
- Temperature tolerance exceeding projected 2050 climate scenarios.

(b) Mitigation Requirements:

- Energy projects to include at least 20% renewable energy component;
- Transport projects to incorporate non-motorized transit options;
- Building projects to achieve minimum EDGE certification.

16.3 Sustainability Reporting Framework

16.3.1 All PPP projects shall submit annual sustainability reports containing:

(a) Environmental Indicators:

- Green House Gas emissions (Scope 1, 2 and material Scope 3);
- Water consumption and recycling rates;
- Waste generation and diversion from landfill.

(b) Social Indicators:

- Local employment and skills development metrics;
- Gender equity in employment and benefits;
- Community investment programs.

16.3.2 Reporting shall align with:

- Global Reporting Initiative (GRI) Standards;
- Nigeria Sustainable Banking Principles;
- Edo State ESG Guidelines for Infrastructure.

16.4 Institutional Implementation Mechanism

16.4.1 Climate Review Panel:

- Established within the EDPPP Agency;
- Composed of representatives from:
- Ministry of Environment and Sustainability;
- Ministry of Finance (Climate Finance Unit);
- Edo State Climate Change Commission;
- Civil society organizations (2 representatives).

16.4.2 Review Process:

- Mandatory pre-feasibility climate screening;
- Biannual climate risk audits for projects in implementation;
- Post-completion climate performance evaluation.

16.5 Incentives and Enforcement

16.5.1 Green Project Incentives:

- Fast-tracked approval process (30% reduction in timeline);
- Reduced bid security requirements (50% of standard);
- Priority access to viability gap funding.

16.5.2 Penalties for Non-Compliance:

- Withholding of 10% of contract payments for late/missing reports;
- Suspension of project activities for material non-disclosure;
- Exclusion from future PPP bids for repeat violations.

16.6 Capacity Building

16.6.1 The EDPPP Agency will:

- Conduct annual climate disclosure training for MDAs;
- Develop sector-specific climate risk assessment guidelines;
- Maintain a roster of accredited climate consultants.

16.7 Monitoring and Evaluation

16.7.1 Performance metrics will include:

- Percentage of projects meeting climate disclosure deadlines;
- Reduction in projected vs actual climate risks;
- Annual improvement in sustainability indicators.

16.8. Sustainability Reporting:

- i. Encourage private partners to adopt sustainability reporting frameworks, such as the Global Reporting Initiative (GRI).
- ii. Promote the integration of environmental, social, and governance (ESG) factors into PPP project design and implementation.

17. Reference to Appendices

17.1. To ensure standardization, clarity, and institutional compliance with disclosure obligations, this Framework is supported by a set of appendices that provide detailed templates, clauses, checklists, and timelines for disclosure across all PPP project stages. These appendices form an integral part of the Disclosure Framework and must be applied by all relevant institutions and stakeholders.

The following references are applicable to disclosure implementation:

Table 13

Appendix	Title	Purpose and Application
Appendix 1	Disclosure Checklist by Project Stage	To be used by procuring MDAs and the PPP Agency to track required disclosures throughout the PPP lifecycle.
Appendix 2	Standard Disclosure Format for PPP Contract Summary	Provides a structured format for summarizing and publishing PPP contract details post-award.
Appendix 3	Template – Summary of FCCL Risk Screening	To be completed by the Ministry of Finance (MoF) during project appraisal to assess fiscal risks and mitigation.
Appendix 4	Standard Disclosure Clause for PPP Contracts	Mandatory language to be embedded in all PPP contracts, ensuring compliance with disclosure obligations.
Appendix 5	Redaction and Exemption Policy Template	Guides the review and approval of non-disclosure requests based on legal, commercial, or data protection grounds.
Appendix 6	Disclosure Timeline and Responsibility Matrix	Provides time-bound disclosure actions and specifies the responsible institutions at each stage of the project.
Appendix 7	Disclosure Compliance Certificate Template	Must be completed by the PPP Agency to certify that a project has met disclosure conditions before key

Appendix 8	Standard Contractual Clauses	approvals. Serves as a guide to Disclosures
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All Procuring Entities, the PPP Agency, the Ministry of Finance, and other supporting bodies are required to reference and apply the relevant appendices at each phase of the PPP lifecycle, in line with the guidance provided in Sections 4.1 to 4.3 and 6 of this Framework.

Note: These appendices may be periodically reviewed and updated by the PPP Agency with appropriate institutional and legal approval to reflect evolving best practices and legislative changes and can be applied where applicable outside the listed sections referenced in this disclosure framework .

APPENDICES

Appendix 1: Disclosure Checklist by Project Stage

Stage	Disclosure Item	Responsible Institution	Disclosure Status	Remarks
Project Identification & Feasibility	Project Concept Note	MDA	<input type="checkbox"/> Disclosed <input type="checkbox"/> Withheld	
	Outline Business Case	MDA / PPP Agency	<input type="checkbox"/> Disclosed <input type="checkbox"/> Withheld	

	(OBC) Summary			
	FCCL Screening Summary	Ministry of Finance	<input type="checkbox"/> Disclosed <input type="checkbox"/> Withheld	
Procurement & Contract Award	RFQ / RFP	MDA / PPP Agency	<input type="checkbox"/> Disclosed <input type="checkbox"/> Withheld	
	Prequalified Bidders List	MDA	<input type="checkbox"/> Disclosed <input type="checkbox"/> Withheld	
	Bid Evaluation Summary	MDA / PPP Agency	<input type="checkbox"/> Disclosed <input type="checkbox"/> Withheld	
	Executed PPP Contract (Redacted)	MDA / MoJ	<input type="checkbox"/> Disclosed <input type="checkbox"/> Withheld	
Implementation & Monitoring	Quarterly Performance Reports	MDA	<input type="checkbox"/> Disclosed <input type="checkbox"/> Withheld	
	FCCL Updates	MoF / DMO	<input type="checkbox"/> Disclosed <input type="checkbox"/> Withheld	
Post- Completion	Final Project Report	MDA / PPP Agency	<input type="checkbox"/> Disclosed <input type="checkbox"/> Withheld	
	Asset Handover Report	MDA	<input type="checkbox"/> Disclosed <input type="checkbox"/> Withheld	

Appendix 2: Standard Disclosure Format for PPP Contract Summary

Project Name:

Contracting Authority (MDA):

Private Partner:

Date of Signing:

Duration:

Project Type: (DBFOT, BOT, Lease, etc.)

Scope of Work:

Capital Investment Value:

Government Support (Viability Gap / Guarantees):

Revenue Model: (Toll, Fee-for-Service, Annuity, etc.)

Key Risk Allocations:

- Construction Risk:
- Demand Risk:
- O&M Risk:
- Financial Risk:

Performance Indicators:

Termination Provisions:

Redacted Clauses: (List exclusions for commercial confidentiality)

Appendix 3: Template – Summary of FCCL Risk Screening

Project Title:

MDA Sponsor:

Estimated Project Cost:

Proposed PPP Structure:

Risk Screening Conducted By:

Date:

Key Fiscal Risk Parameters:

Risk Element	Assessed (Yes/No)	Level (Low/Med/High)	Remarks
Viability Gap Financing (VGF)			
Minimum Revenue Guarantee			
Debt Assumption Risk			
Legal Contingent Risk			
Foreign Exchange Exposure			
Summary of Recommended Risk Mitigation Measures:			
Approving Authority (MOF):			
Signature / Date:			

Appendix 4: Standard Disclosure Clause for PPP Contracts

The Concessionaire shall cooperate with the Edo State Government through the Contracting Authority and the Edo State PPP Agency to ensure timely disclosure of relevant information throughout the lifecycle of this Agreement.

Information subject to disclosure includes:

- A redacted copy of the signed PPP Agreement;
- Summary of project scope, cost, risks, and performance indicators;
- Implementation and performance monitoring reports;
- Any variation orders and amendments;
- Post-completion evaluation reports.

Commercially sensitive information may be redacted subject to legal vetting and approval by the Ministry of Justice and PPP Agency in accordance with the Disclosure Framework.

Appendix 5: Redaction and Exemption Policy Template

Contract Section	Disclosure Status	Justification for Redaction	Approved By
Financial Model Details	<input type="checkbox"/> Disclosed <input type="checkbox"/> Redacted	Commercial confidentiality	MoJ / PPP Agency
Intellectual Property Clauses	<input type="checkbox"/> Disclosed <input type="checkbox"/> Redacted	Proprietary protection	MoJ
Insurance or Loan Terms	<input type="checkbox"/> Disclosed <input type="checkbox"/> Redacted	Third-party data	DMO / MoJ
Personal Data	<input type="checkbox"/> Disclosed <input type="checkbox"/> Redacted	Data protection law	MoJ

Appendix 6: Disclosure Timeline and Responsibility Matrix

Disclosure Item	Timeline (from event)	Lead Institution	Supporting Body
OBC Summary	Within 30 days of approval	MDA	PPP Agency
RFP Publication	Prior to bid launch	MDA	PPP Agency
Contract Summary	Within 60 days of signing	PPP Agency	MoJ
Quarterly Reports	Every 3 months	MDA	PPP Agency
FCCL Updates	Bi-annually	MoF	DMO
Final Report	Within 90 days of handover	MDA	Auditor-General

Appendix 7: Disclosure Compliance Certificate Template

This certificate confirms that the PPP project named below has met the disclosure requirements stipulated under the Edo State PPP Disclosure Framework Manual and the Edo State PPP Law (2025), as of the date of this certification.

Section A: Project Information

Item	Details
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Item	Details
Project Title	
Sponsoring MDA	
Private Partner(s)	
Project Type (e.g., BOT, DBFOT)	
Sector	
Estimated Capital Cost (₦)	
Current Stage	<input type="checkbox"/> Feasibility <input type="checkbox"/> Procurement <input type="checkbox"/> Implementation <input type="checkbox"/> Post-Completion
Date of Certification	

Section B: Disclosure Checklist Status

Please tick (☒) the applicable box and attach supporting documents or URLs to the online PPP Disclosure Portal.

Disclosure Item	Disclosed	Withheld	Justification for Withholding
Project Concept Note	<input type="checkbox"/>	<input type="checkbox"/>	
Outline Business Case (OBC) Summary	<input type="checkbox"/>	<input type="checkbox"/>	
FCCL Risk Screening Summary	<input type="checkbox"/>	<input type="checkbox"/>	
ESIA Summary	<input type="checkbox"/>	<input type="checkbox"/>	
RFQ and RFP Documents	<input type="checkbox"/>	<input type="checkbox"/>	
Prequalified Bidders List	<input type="checkbox"/>	<input type="checkbox"/>	
Bid Evaluation Summary	<input type="checkbox"/>	<input type="checkbox"/>	
Final PPP Contract (Redacted)	<input type="checkbox"/>	<input type="checkbox"/>	

Contract Summary Note	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Quarterly Monitoring Reports	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FCCL Updates	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Terminal/Post-Implementation Reports	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Lessons Learned Note	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Note: Any unchecked disclosure item must be supported by written justification, exemption approval, or legal basis for redaction.

Section C: Exemption Status (If Applicable)

Item Exempted from Disclosure	Reason for Exemption	Approval Authority

Section D: Declaration

I hereby certify that, based on documentation reviewed and verified by the Edo State PPP Agency:

All mandatory disclosures required up to this project stage have been substantially complied with, in accordance with the Edo PPP Disclosure Framework Manual.

Any withheld information has been reviewed and approved under the Redaction and Exemption Policy (Appendix 5).

The information disclosed is accurate, accessible, and available on the Edo PPP Disclosure Portal or in the project file.

Section D: Approval

Name of Certifying Officer

Title Disclosure Officer, Edo State PPP Agency

Signature

Date

Official Stamp

Edo State Public-Private Partnership Agency

Section F: Reference ID

Certificate No.: [PPP/EDO/DISCCERT/YYYY/####]

Date of Issue: [DD/MM/YYYY]

Validity: Valid for [90] days unless project stage changes or material updates occur.

Appendix 8:

Edo State PPP Disclosure Clause Template

This template provides standard contractual clauses on Transparency and

Disclosure for use in Edo State Public-Private Partnership (PPP) agreements. The clauses are designed to ensure clarity, consistency, and accountability in line with the Edo State PPP Disclosure Framework, the Edo State PPP Law 2025, the Freedom of Information Act 2007, and international best practices.

1. General Disclosure Obligation

1.1 The [Private Party] and the [Contracting Authority] shall ensure timely, accurate, and complete disclosure of project information in accordance with the Edo State PPP Disclosure Framework and applicable laws.

1.2 Disclosure shall cover all stages of the PPP lifecycle, including project preparation, procurement, contract execution, implementation, monitoring, and termination.

2. Specific Disclosure Requirements

2.1 Freedom of Information

(a) The [Private Party] acknowledges that the [Contracting Authority] is subject to the Freedom of Information Act 2007 and the Edo State PPP Law 2025, and may be required to disclose project-related information without consulting or obtaining the consent of the [Private Party].

(b) Where disclosure requests relate to information held by the [Private Party], the [Contracting Authority] shall refer the request to the [Private Party], which shall:

Provide the requested information within ten (10) business days (or such other period reasonably specified); and that necessary assistance to enable the [Contracting Authority] to comply with statutory disclosure timelines.

(c) The [Private Party] shall retain all relevant project records during the term of the agreement and for not less than [seven] years after termination or expiry.

2.2 Scope of Disclosure

The following shall be disclosed, subject to Section 4 (Confidentiality):

- (a) Project description, objectives, and rationale;
- (b) Procurement documents and processes;
- (c) Concession agreement and material amendments;
- (d) Project cost, financing structure, and Value for Money reports;
- (e) Government financial commitments, guarantees, and contingent liabilities;
- (f) Risk allocation arrangements;
- (g) Construction progress and operational performance information;
- (h) Annual audited financial statements of the [Private Party]; and
- (i) Any refinancing, renegotiation, or amendments to fiscal commitments.

2.3 Timelines for Disclosure

- (a) Within fourteen (14) days of contract signing: concession agreement and project summary.
- (b) Quarterly: performance, compliance, and monitoring reports during construction and operation.
- (c) Annually: audited financial statements and updated fiscal exposure reports..

2.4 Publication and Medium

All information shall be published in English on the Edo State PPP Portal, and where appropriate, other government-approved platforms. Information shall be accessible, user-friendly format, and supported by technical annexes for professional users.

3. Confidentiality and Exemptions

3.1 Commercially sensitive information, trade secrets, and national security-related data may be exempted from disclosure, subject to written justification by the [Private Party] and approval by the [Contracting Authority], consistent with Section 29(2) (c) of the Edo State PPP Law 2025.

3.2 Confidential information may, however, be disclosed where:

- (a) Disclosure is required by law, court order, or regulatory authority;
- (b) Disclosure is necessary for project audits, due diligence, or insurance purposes;
- (c) Disclosure is made to lenders, advisers, or financiers for the purpose of financing or refinancing; or
- (d) Disclosure relates to end-user data, provided such disclosure complies with data protection laws and is subject to prior written consent of the [Contracting Authority].

3.3 Any recipient of confidential information under permitted disclosure shall be bound by equivalent confidentiality obligations.

4. Reporting and Information Obligations

4.1 The [Private Party] shall provide to the [Contracting Authority] all documents and information reasonably requested for statutory reporting, including FOI compliance, budgetary reporting, and PPP fiscal risk disclosures.

4.2 The [Private Party] shall:

- (a) Provide summary project information within seven (7) business days of contract signing and update it after financial close.
- (b) Submit updated project information within [seven] business days of any material change.
- (c) Provide information on renegotiated agreements within seven (7) business days of execution.

(d) Annual audited financial statements.

5. Monitoring, Compliance, and Enforcement

5.1 The Edo State PPP Agency shall monitor compliance with disclosure obligations, including through independent audits or third-party validation.

5.2 Non-compliance shall constitute a material breach. Sanctions may include:

- (a) Financial penalties;
- (b) Corrective publication at the cost of the defaulting party;
- (c) Deductions under the payment mechanism; or
- (d) Treatment of repeated breaches as an event of default.

6. Updates and Amendments

Any material amendments to the Agreement, refinancing arrangements, or changes in government financial commitments shall be disclosed within fourteen (14) days of approval. Historical versions of documents shall remain accessible for accountability.

7. Dispute Resolution on Disclosure

In the event of disagreement as to whether certain information should be disclosed, the matter shall be referred to the Edo State PPP Office for determination, subject to applicable law. The decision of the PPP Office shall be binding unless overturned by a court of competent jurisdiction.