



ZAMFARA STATE OF NIGERIA

**EXECUTIVE ORDER TO ADOPT A HARMONIZED
AND STANDARDIZED AGGREGATE FEE FOR
OBTAINING RIGHT OF WAY BY RELEVANT
MDAs**

Z.S.L.N. NO. 9, 2023.



ZAMFARA STATE OF NIGERIA

EXECUTIVE ORDER TO ADOPT A HARMONIZED AND STANDARDIZED AGGREGATE FEE FOR OBTAINING ROW BY RELEVANT ENTITIES

EXECUTIVE ORDER NO. 9, 2023

WHEREAS, it is the policy of the Zamfara State government to create an enabling environment for businesses and improve the regulatory environment for driving private sector investment in digital infrastructure.;

NOW, THEREFORE, UNDER THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND RELEVANT LAWS OF ZAMFARA STATE AS THE GOVERNOR, I, HEREBY ORDER AS FOLLOWS:

1. The adoption of an aggregate ROW fee capped at a maximum of N145 per linear meter for fiber optic deployment in the State, in line with the resolution reached by the Nigeria Governors' Forum (NGF) in January 2020 with the aim to (i) deepening development/growth in broadband infrastructure and (ii) reduce the transfer of RoW charges costs by telecommunications companies to customers.

2. Objectives of the ROW Executive Order

- (1) The primary objective of the ROW Law shall be to help the State improve the regulatory environment for driving private sector investment in digital infrastructure.
- (2) In seeking to achieve its objectives, the ROW Law shall:
 - (a) Create a regulatory framework that will establish and sustain aggregate per-linear-meter fees for fiber deployment

(across all State-level MDAs) capped at a maximum of NGN145 per meter;

- (b) Ensure coordination among relevant MDAs with a legal mandate to impose fees with respect to obtaining ROW in the State; and
- (c) Ensure that the legislation/regulation for obtaining ROW in the State are in accordance with prevailing State and Federal Government Policy and public interest on digital infrastructure development.

3. Under the State ROW Law, the MDA authorised to impose ROW fees in the State is the Urban and Regional Planning Board.

4. The entities licensed to obtain ROW in the State —

In line with Section 31 of the 2003 Nigerian Communications Act (NCA), entities that are licensed to deploy fiber typically include:

- (a) Licensed Mobile Network Operators (MNOs) e.g., Airtel, Globacom, MTN, 9mobile;
- (b) Licensed Internet Service Providers (ISPs) e.g., ipNX, BCN, MainOne, Multi Links, Phase 3 Telecom, Suburban;
- (c) Licensed Technicians;.....

5. This Law shall come into effect on the 23rd day of December 2023.

6. The Law is binding upon all State-level MDAs.

This Executive Order shall take effect two weeks from the date of issuance of this Order.

ISSUED UNDER MY HAND THIS 20th DAY OF December, 2023.


DAUDA LAWAL
Governor
Zamfara State