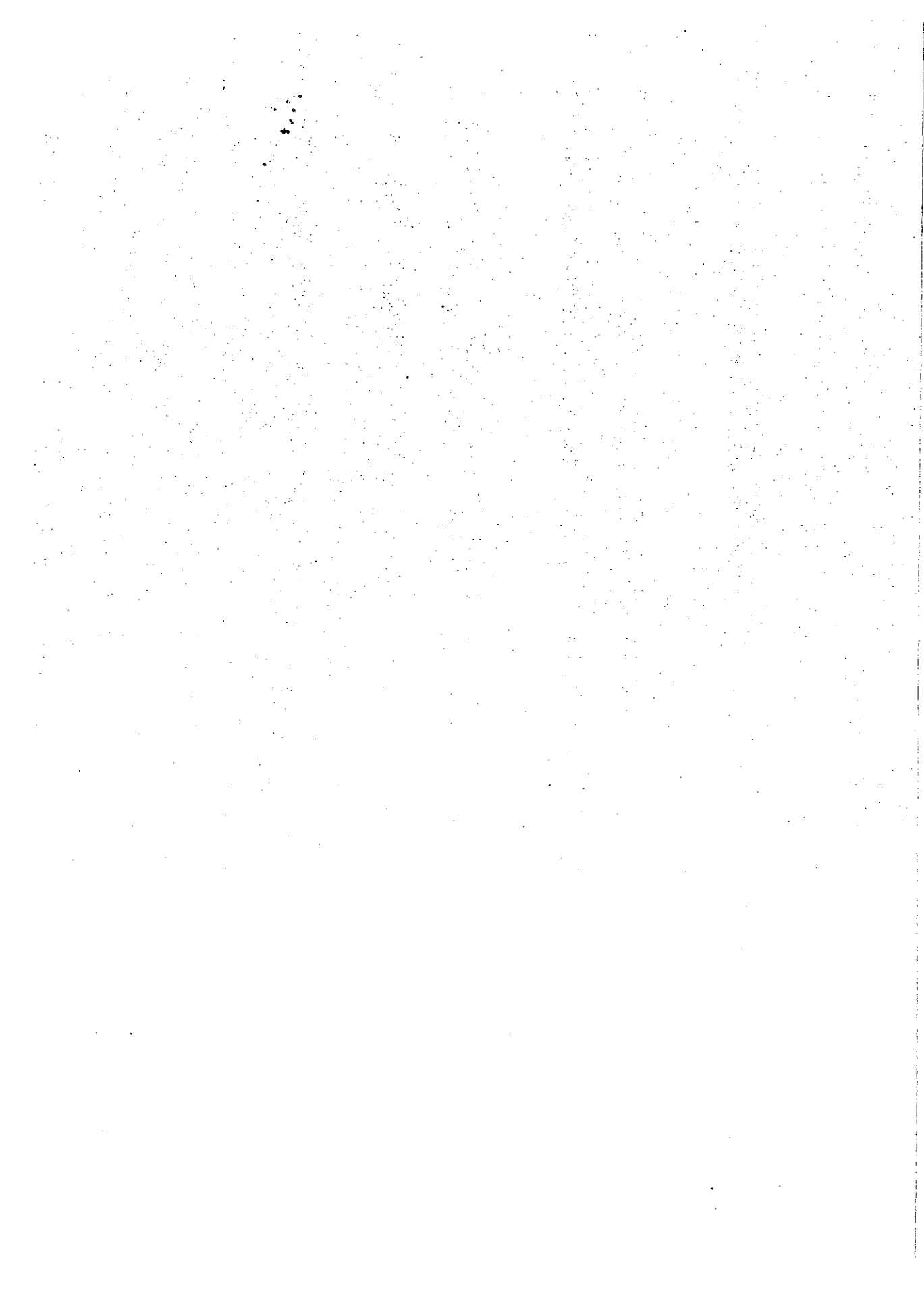


ELECTRICITY POWER SECTOR REFORM ACT (AMENDMENT) BILL, 2017

ARRANGEMENT OF CLAUSES

Clause:

1. Amendment of the Principal Act
2. Amendment of section 32
3. Amendment of section 60
4. Amendment of section 67
5. Amendment of section 76
6. Amendment of section 94
7. Citation



A BILL

FOR

AN ACT TO AMEND THE ELECTRICITY POWER SECTOR REFORM ACT NO. 6, 2005, TO AMONG OTHER THINGS EMPOWER THE NIGERIAN ELECTRICITY REGULATORY COMMISSION TO EFFECTIVELY EXERCISE SUPERVISORY ROLE OVER DISTRIBUTION COMPANIES THROUGH PROVISION OF REGULATION FOR TARIFF INCREMENT, CONSUMER EDUCATION AND ALTERNATIVE ENERGY SOURCES FOR SUFFICIENT POWER SUPPLY AND FOR OTHER RELATED MATTERS

Sponsored by Hon. Daniel Asuquo Effiong

[] Commencement

ENACTED by the National Assembly of the Federal Republic of

Nigeria-

- 1 1. The Electricity Power Sector Reform Act No 6, 2005 (in this Amendment of
- 2 Bill referred to as "the Principal Act") is amended as set out in this Bill. the Principal Act
- 3 2. Section 32 (2) of the Principal Act is amended by- Amendment of
- 4 (a) inserting after the existing paragraph (f), new paragraphs "(g)" Section 32
- 5 "(h)" and "(i)"-
- 6 "(g) monitor and supervise the activities of Distribution
- 7 Companies";
- 8 "(h) undertake Consumer Education to acquaint them with their
- 9 rights and responsibilities in accordance with the Act";
- 10 "(i) explore alternative sources of energy and make periodic report
- 11 through the Minister to the National Assembly on progress made; and
- 12 (b) renumbering the existing paragraph (g) as new paragraph
- 13 "(j)";
- 14 3. Section 60 of the Principal Act is amended by- Amendment of
- 15 (a) inserting after subsection (1), a new sub clause "(1A)"- Section 60
- 16 "(1A) The Commission shall have the following Divisions:-

- 1 (a) Renewable Energy, Research and Development;
 2 (b) Government and Consumer Affairs;
 3 (c) Finance and Management Services;
 4 (d) Engineering, Standards and Safety;
 5 (e) Legal Licensing and Enforcement;
 6 (f) Market Competition and Rates; and
 7 (g) any other Division the Board may establish from time to time."
 8 (b) substituting the marginal note "Staff of the Commission" for the
 9 marginal note "Staff and Structure of the Commission".

Amendment of
Section 67

10 4. Section 67 (1) of the Principal Act is amended by inserting after
 11 sub section (2), a new subsection "(3)"-

12 "(3) Subject to the provision of subsection (1) (b), a distribution
 13 licensee shall stop estimated billing and provide and install pre-paid meters to-

14 (a) existing consumers not less than 45 days from the initial transfer
 15 date; and

16 (b) new consumers not less than 60 days upon connection to
 17 electricity supply."

Amendment of
Section 76

18 5. Section 76 of the Principal Act is amended by-

19 (a) inserting new Clause "8A" after the existing Section 8-

20 "8A The Commission upon receipt of representations, evidence,
 21 information and advice and after taking into account any objections, shall
 22 transmit through the Minister to the National Assembly the proposed tariff
 23 methodology for its approval.";

24 (b) substituting paragraph (9), for new paragraph "(9)"-

25 "(9) Upon receipt of the approval from the National Assembly that a
 26 tariff methodology should be changed, the Commission shall give notice in the
 27 Official Gazette, and in one newspapers with wide circulation of the tariff
 28 methodology change";

29 (c) substituting paragraph (10), for new paragraph "(10)"-

30 "(10) The Commission shall after taking into account other factors,

1 invoke the provisions of subsection (8) mutatis mutandis".

2 6. Section 94 of the Principal Act is amended by inserting after
3 subsection (2), a new sub clause "(2A)"-

Amendment of
Section 94

4 "(2A) Any person who compels or extorts money from a consumer
5 as contribution to cost of installing or replacing equipment or any
6 components of the Distribution Companies machines, commits an offence
7 and is liable on conviction to a fine twice the sum of the equipment or
8 component or to imprisonment for a period not exceeding one year or to both
9 such fine and imprisonment."

10 7. This Bill may be cited as Electricity Power Sector Reform Act
11 (Amendment) Bill, 2017.

Citation

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Electricity Power Sector Reform Act No. 6, 2005, to among other things empower the Nigerian Electricity Regulatory Commission to effectively exercise supervisory role over Distribution Companies through provision of regulation for tariff increment, consumer education and alternative energy sources for sufficient power supply.

