

A BILL

FOR

AN ACT TO AMEND THE ELECTRIC POWER SECTOR REFORM ACT, CAP. E7 LFN 2004 TO REPOSITION THE NIGERIAN ELECTRICITY REGULATORY COMMISSION FOR EFFECTIVE SERVICE DELIVERY; AND FOR RELATED MATTERS

Sponsored by Hon. Muhammad Usman

[] Commencement

ENACTED by the National Assembly of the Federal Republic of Nigeria as follows:

- 1 1. The Electric Power Sector Reform Act, CAP. E7 LFN, 2004
2 (herein referred to as "the principal Act") is amended as set out in this Bill. Amendment of
Electric Power
Sector Reform
Act
- 3 2. Section 32(3) of the Principal Act is amended by inserting the
4 phrase, " the representative of the labour unions', immediately after the word
5 'investors'. Amendment of
Section 32
- 6 3. Section 56(5) of the principal Act, is amended by substituting
7 the existing provisions, a new provision as follows: Amendment of
Section 56
- 8 “(5) Notwithstanding the provision of sub-section (4) of this
9 section, whether or not the Minister authorizes, the Commission shall
10 publish its audited statement of account in two national newspapers within
11 one month following the receipt of the auditor's report under sub section (3)
12 of this section, and the Commission shall thereafter publish the statement of
13 account in the manner as stated in the Act."
- 14 4. Section 57(2) of the principal Act is amended by substituting for
15 the words "twenty thousand", the words "five hundred thousand". Amendment of
Section 57
- 16 5. Section 60(2) of the Principal Act is amended by substituting the
17 existing provision, a new provision thus: "The Commission in fixing the
18 remuneration, allowances and pension benefits of the staff of the
19 Commission, shall take into consideration such conditions of service as

1 applicable in the civil service of the Federation and other similar Commissions
2 of the government of the Federation".

Amendment of
Section 67

3 6. Section 67 (1) of the Principal Act is amended by introducing new
4 subsection (1)(d) to read thus:

5 "(d) the license shall also state the right of electricity consumers or
6 consumers association of a distribution company to either complain to the
7 commission or to sue the distribution company."

Amendment of
Section 88

8 7. Section 88(13) of the Principal Act is amended by introducing new
9 subsection (13)(e) to read thus:

10 "(e) any contravention of the provision of subsection (13)(d) of this
11 section by any official of the Agency, shall on conviction be liable to
12 imprisonment for a term of one year or a fine not exceeding five hundred
13 thousand naira or both."

Short Title

14 8. This Bill may be cited as the Electric Power Sector Reform Act
15 (Amendment) Bill, 2016.

EXPLANATORY NOTE

This Bill seeks to amend the Electric Power Sector Reform Act, CAP. E7 LFN, 2004 to enable the Nigerian Electricity Regulatory Commission carry out its statutory mandates for greater output of electricity generation and distribution in Nigeria.