

I ASSENT THIS <sup>3<sup>RD</sup></sup> ..... DAY OF <sup>DECEMBER</sup> .....2019



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ENGR. PROF. BABAGANA UMARA ZULUM MNI, FNSE  
GOVERNOR  
BORNO STATE OF NIGERIA

**BORNO STATE BUREAU ON PUBLIC PROCUREMENT  
AND  
OTHER MATTERS RELATED THEREWITH LAW, 2019.**

**A BILL TO PROVIDE FOR A LAW TO ESTABLISH  
BORNO STATE BUREAU ON PUBLIC  
PROCUREMENT AND OTHER MATTERS  
RELATED THEREWITH, LAW 2019**

WHEREAS the Government of Borno State considers it imperative to regulate and observed due process in procurement, so as to promote the objectives of:

- (a) Achieving value for money and efficiency in procurement;
- (b) Fostering and encouraging competitive participation in procurement proceedings by eligible suppliers and contractors;
- (c) Promoting competition among suppliers and contractors for the supply of the subject matter of the procurement;
- (d) Providing for the fair, equal and equitable treatment of all suppliers and contractors;
- (e) Promoting the integrity of, and fairness and public confidence in the procurement process
- (f) Achieving transparency in the procedures relating to procurement.

BE IT ENACTED by the Borno State House of Assembly of Nigeria as follows:-

1. This Law may be cited as the Borno State Bureau On Public Procurement and Other Matters Related Therewith Law, 2019 and shall come into operation on the <sup>3<sup>rd</sup></sup>.....Day of.....DECEMBER.....2019

Commencement  
and  
Citation

2. In this Law unless where the context otherwise requires:-

Interpretation

“**Accounting Officer**” means the person charged with line supervision of the conduct of all procurement processes;

“**Approving Authority**” means the person or body charged with the overall responsibility of approving or awarding a contract within a stipulated monetary threshold, following an appropriate procurement process conducted by those designated under this Law or its regulations or guidelines, for the procurement in a Ministry, Extra Ministerial Department, Corporation, Board or Parastatal.

“**Assets**” includes tangible things which have been or may be sold or procured for a consideration;

“**Bid Security**” means a form of security assuring that the bidder shall not withdraw a bid within the period specified for acceptance and shall execute a written contract within the time specified in the bid if the bid is successful.

“**Open Competitive Bidding**” means the process by which a procuring entity based on previously defined criteria, affects public procurement by offering to every interested bidder, equal simultaneous information and opportunity to offer the goods and works needed.

“**Certificate of No Objection**” means the document evidencing and authenticating that due process and the letters of this Law have been followed in the conduct of a procurement proceeding and allowing for the procuring entity to enter into contract or effect payments to contractors or suppliers;

“**Contract or Supplier**” means any potential party to a procurement contract with the procuring entity and includes any corporation, partnership, individual, sole proprietor, joint stock Company, joint venture or any other legal entity through which business is conducted.

“**Debar**” means the pacing of a firm, company or natural person on a list of person ineligible to participate in any procurement proceedings under this Law.