



BORNO STATE URBAN PLANNING AND DEVELOPMENT BOARD (BSUPDB)

No. 1 Mai Ibrahim Road Behind State Secretariat. P.M.B 1154, Maiduguri

Email: infor.bsupdb@gmail.com

BORNO STATE RIGHT OF WAY (ROW) REGULATION

This Regulation is made pursuant to section 43 of the Borno State Urban Planning and Development Board, Law 2000 and other MATTERS CONNECTED THERETO Borno State Right of Way (ROW) regulations to adopt an aggregate ROW fee capped at a minimum of N145 per linear meter for broadband deployment in the State.

SECTION 1: In exercise of the powers conferred upon me by Section 7 (a) of the Borno State Urban Planning and Development Board, Law 2000 and other matters incidental thereto and all the powers enabling me in that behalf, I Tpl. Liman Gana Mustapha *FNITP*, the General Manager of the Borno State Urban Planning and Development Board hereby make the following regulations:

1. Authority to adopt and collect N145 per linear meter for broadband deployment:

SECTION 2: From the date of commencement of this Regulation for the purpose stated above, it shall be lawful for Borno State Urban Planning and Development Board to:

2.1 Create a regulatory framework to establish and sustain aggregate per linear meter fee for broadband (fibre) deployment (by Borno State Urban Planning and Development Board) capped at a maximum of N145 per linear meter.

2.2 To help the state improve the regulatory environment for driving private sector investment in digital infrastructure.

2.3 Issue licenses (approval) to mobile network operators, e.g. Airtel, Globacom, MTN, 9Mobile, etc.

2.4 Issue licenses (approval) to internet service providers e.g. IPNX, BCN, MAINONE, Multilink, Phase 3 Telecom, Sub-urban.

2.5 Issue licenses to technicians and any other company that may obtain approval from the Nigeria Communication Commission (NCC).

2.6 Ensure that the regulations for obtaining ROW in the state are in accordance with prevailing state and Federal Government policy and public interest in digital infrastructural development.

2. Offences/Penalties

SECTION 3: any staff or officer of any Borno State Urban Planning and Development Board who violates Section 2 of this Regulation shall face disciplinary action in line with the relevant provision of Borno State Public Service Rules and appropriate sanction on meted accordingly.

3. Review of the Regulations:

SECTION 4: This Regulation is subject to review as the need arises by the General Manager of Borno State Urban Planning and Development Board periodically in collaboration with the relevant stakeholders.

4. Interpretation:

SECTION 5: In this Regulation, unless the context otherwise requires interpretation:

“**Authority**” means the **Borno State Urban Planning and Development Board**.

“**General Manager**” means the **Chief Executive Officer of Borno State Urban Planning and Development Board**.

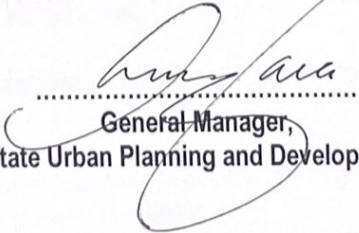
“**Right of Way (ROW)**” means public path on road corridor.

“**State**” Means Borno State of Nigeria.

5. Citation:

SECTION 6: this Regulation may be cited as “Borno State Right of Way (ROW) Regulation, 2023.

DATED THIS 15th DAY OF December, 2023


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General Manager,
Borno State Urban Planning and Development Board