



IMO STATE OF NIGERIA

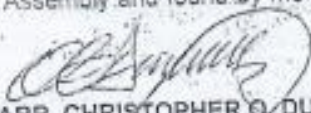
IMO STATE LAW 2011 NO.5 ANNEX 1

LAW ESTABLISHING Public Private Partnership (PPP) Unit by IMO STATE LAW 2010 No. 5 provisions.

1. This Law may be cited as the Imo State Law 2010 No. 5 PPP Unit. (Annex 1)
2. This Law shall come into operation on the 23 day of Dec 2023
3. There is hereby established a department of the Imo state Investment Promotion Agency to be known as the Public Private Partnership Unit (in this law referenced PPP Unit)
4. The purpose of the Agency is to initiate, promote, facilitate, and coordinate investments in the State
5. Objectives of the Unit
 - (1) In performing its functions and exercising its powers, the Unit's primary objective shall be to develop public infrastructure or public assets and provide social amenities and other facilities through public-private partnerships in the State.
 - (2) In seeking to achieve its objectives, the Imo State Investment Promotion Agency shall in through the PPP Unit;
 - (a) initiate and develop public infrastructure and public assets development strategies for the State using Public Private Partnerships;
 - (b) advise on policies that will promote and sustain Public Private Partnerships in the development of public infrastructure or public assets in the State;
 - (c) co-ordinate policies and programs of the state with respect to Public-Private Partnerships for the provision and development of public infrastructure or public assets in the State; and
 - (d) ensure that Public-Private Partnerships for the provision and development of public infrastructure or public assets in the State are in accordance with prevailing Government Policy and public interest.....
6. The functions of the Department (PPP Unit). The Agency, through the PPP Unit;
 - (a) initiate procurement of Public-Private Partnerships for the development of public infrastructure and public assets by conducting a pre-qualification process for private investors willing to enter into Public Private Partnerships with the State based on request for expression of interest;
 - (b) evaluate the expression of interest by private investors interested in Public Private Partnerships with the State and issue a preferred mandate in accordance with the provisions of the Imo State Public Procurement Law;
 - (c) act on behalf of the government or any of its agencies in Public Private Partnerships under this Law and develop optimal means of financing the cost of public investment projects in order to achieve value for money;
 - (d) ensure on behalf of the government or any of its agencies that all aspects of financing, refinancing, and insurance of public investment projects are duly undertaken by means of Public-Private Partnerships within the public sector;
 - (e) prepare and develop, on behalf of the State, strategic master plans for Public-Private Partnerships;()
 - (f) identify priority sectors for Public Private Partnership initiative;
 - (g) initiate the development of public infrastructure or public assets through Public Private Partnerships in the State
 - (h) determine the framework of engagement of consultants, specialists, and advisers for Public Private Partnership in the State;()
 - (i) verify and monitor the performance of the terms and conditions of concession agreements by concessionaries;.....
7. The Agency shall have power to—

- (a)concession to private investors interested in Public-Private Partnerships for design, construction, operation, management, control, maintenance, rehabilitation and financing of public infrastructure or public assets by the Imo State Public Procurement Law.
- (b)negotiate with prospective private partners;
- (c)obtain from any government agency or private institutions, statistical or other information relevant to the functions of the Agency;
- (d)inspect and monitor concessionaires to ensure compliance with the terms of any concession agreement.....

This printed impression has been carefully compared by me with the Bill which has been passed by the House of Assembly and found by me to be a true and correct printed copy of the said Bill.


BARR. CHRISTOPHER O. DURU
Clerk/Perm Sec of the House of Assembly
Imo State of Nigeria

Assented to by me this 30th day of Dec
2011



~~OWELLE ROCHAS ANAYO OKOROCHA, OON
Governor
Imo State of Nigeria~~

Assent withheld by me this day of
2011

OWELLE ROCHAS ANAYO OKOROCHA, OON
Governor
Imo State of Nigeria

Passed again by the Imo House of Assembly by two-thirds majority this
..... Day of 2011.



RT. HON. CHIEF BEN UWAJUMOGU
Speaker
Imo State House of Assembly

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