

# KEBBI STATE GOVERNMENT OF NIGERIA

## KEBBI STATE RIGHT OF WAY (ROW) REGULATION

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**This Regulation is made pursuant to the Kebbi State Urban and Regional Planning Law, 2021 and other MATTERS INCIDENTAL THERETO**

**The Kebbi State Right of Way (ROW) regulation adopts an aggregate ROW fee capped at a minimum of N145 per linear meter for broadband deployment in the state.**

*SECTION 1: In execution of the powers conferred upon me by section 7 (a) of the Kebbi State Urban and Regional Planning Law 2021 and other matters incidental thereto and all the powers enabling me in that behalf, I **Malami Muhammad Shekare**, the General Manager of the Kebbi State Urban Development Authority (KUDA) hereby make the following regulations.*

### **2. 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 Kebbi State Urban Development Authority (KUDA) to:*

*2.1 Create a regulatory framework to establish and sustain aggregate per linear meter fee for broadband (fibre) deployment (by Kebbi State Urban Development Authority) 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 license (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 infrastructure development.*

### **3 Offences / Penalties**

*SECTION 3: any staff or officer of any Kebbi State Urban Development Authority (KUDA) who violates Section 2 of this Regulation shall face disciplinary action in line with the relevant provision of Kebbi State Public Service Rules 2017 and appropriate sanction meted accordingly.*

### **4 Review of the Regulations:**

*SECTION 4; This Regulation is subject to review as the need arises by the General Manager of Kebbi State Urban Development Authority (KUDA) periodically in liaison with the relevant stakeholders.*

### **5 Interpretation:**

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

*“Authority” means the **Kebbi State Urban Development Authority (KUDA)***

*“Right of Way (ROW)” means public path across private land.*

*“State” means Kebbi state.*

**6 Citation:**

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

A handwritten signature in black ink, consisting of a stylized first letter and a long horizontal stroke.

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***December 29, 2023***

*General Manager, Kebbi State Urban Development Authority (KUDA)*