



Nigerian Electricity Regulatory Commission

REGULATOR'S OBLIGATION TO THE PUBLIC: NIGERIAN PERSPECTIVE  
Conflict of Interest, Ante/Post Employment; Expectations

By

Secretariat/HR

At

NERC/NARUC/MICHIGAN PUBLIC SERVICE COMMISSION TWINNING  
AUGUST 2009

# Autonomy of the Regulator

- General Principles & Perception
  - Industry Referee
  - Regulator as Unbiased fact finder
  - Integrity of the Regulator
  - Inoculate against Regulatory Capture
- Adherence to these principles will serve as safeguard to conflict of interest



# Safeguards: EPSR Act 2005

- Section 36 (1) a-b:
  - Exclusion of Non-citizen/permanent resident from being a Commissioner.
  - Prohibition of interest in business, directly or indirectly relating to generation, transmission, system operation, distribution or trading of electricity in Nigeria.
  - Prohibition from being a relative of a person who is into business of electricity generation, transmission, etc.



# Safeguards: EPSR Act 2005 ...Contnd

- Section 36 (1) c, i-ii.
  - Prohibition from being a Commissioner for being insolvent, bankrupt and not having been rehabilitated or discharged from this.
  - Prohibition for being under obligation to creditors
- Section 36 (2)
  - Two years Prohibition from practicing and earning income from the industry after completion of tenure as Commissioner.



# Safeguards: Staff Handbook

- Section 3.9
  - Prohibition from holding a second job
  - Prohibition from engaging in outside activities that could impair efficiency in official duties.
- Section 3.5
  - Prohibition to ask for or accept material gift or benefits.
- Section 3.8
  - Avoiding activities that distract from or are in conflict with the Commission's interest.



# Safeguards: Staff Handbook...contnd

- Section 3.10
  - Confidentiality of Information; non-disclosure of information relating to the Commission's business, finances, personnel, etc., that has been acquired during employment.
  - Upon termination of employment prohibition from copying, taking or retaining information.
  - Signing of confidentiality agreement upon acceptance of appointment against the disclosure of confidential information.



Thank You

