



**CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA 1999
(AS AMENDED)**

KTSL No: 0052024

**KATSINA STATE FRAMEWORK FOR THE RESPONSIBLE AND INCLUSIVE
LAND INTENSIVE AGRICULTURAL INVESTMENT (FRILIA) ORDER.**

*In the exercise of the powers conferred upon me by subsection (2) of Section 5 of the Constitution of the Federal Republic of Nigeria as amended and all other powers enabling me in that behalf I, **Malam Dikko Umaru Radda, Ph.D.**, the Governor of Katsina State, do hereby make the following:*

- 1. This order may be cited as Katsina State FRILIA Order No..... of 2024;*
- 2. This Order shall come into operation on 30th Day of Sept 2024*

WHEREAS, The Katsina State Government (KTSG) in a bid to improve the investment climate, intends to develop a Framework for Responsible and Inclusive Land-Intensive Agricultural Investments (FRILIA). The frameworks that land acquisition and resettlement for large-scale agribusiness investments are undertaken in line with established international good practices and guarantee shared benefits between private investors and surrounding communities.

Whereas, The Government of Katsina State is desirous of deepening the State's agribusiness reforms including delivering a win-win approach to all the relevant stakeholders on agricultural land matters and investment opportunities.

Whereas, FRILIA will enhance access to large-scale investments, gainful employment on large scale farms, sufficient income, and protection from the volatility of agricultural labour and

product markets. The Framework will ensure adherence to guiding principles covering overarching investment, recognition and protection of land rights, state land acquisition and resettlement, environmental and social responsibility.

Whereas,

In order to achieve the Government's objective of creating an enabling, responsible and inclusive business operating environment for large-scale agribusiness investments in Katsina State:

4. "FRILIA" Means Frame Work for Responsible and Inclusive Land-Intensive Agricultural Investments.

5. FRILIA is hereby adopted with the following principles :

1. Adherence to core principles that mainstream international best practices, such as those based on the Principles for Responsible Investment in Agriculture and Food Systems and related principles and guidance, into agribusiness development in the State for sustainable economic growth and development. These include, but are not limited to:
 - a. That overarching investment will be consistent with and contribute to the government's policy objective.
 - b. The investment will be conducted transparently, avoid or minimize land acquisitions requiring voluntary or involuntary resettlement, minimize adverse effects from land acquisition, ensure a range of inclusive investment and production models are considered, subject the investment to consultation and participation with all potentially affected communities, ensure the affected communities have opportunity and responsibility to make informed decisions regarding land acquisition,

foster gender equality and empowerment of women and youth and lastly, the investment will be monitored.

- c. Recognize and protect land rights (including customary, informal and rights to common property resources) by safeguarding against dispossession of legitimate tenure rights holders or partial treatment through prompt payment of adequate compensation in cash, alternative land or other forms of compensation, including supplementation livelihood restoration; and a robust and effective grievance redress mechanism that provides accessible and affordable procedures for third-party settlement of dispute while considering the availability of judicial recourse, community, and traditional dispute resolution mechanisms.
- d. Ensure transparent and fair State land acquisition and any resulting resettlement by disclosing and consistently applying compensation standards as described above. Require that economic and social impacts be identified and addressed with adequate compensation, supplemental livelihood improvement/restoration, public infrastructure and community services, and the option of land replacement, as may be appropriate.
- e. Ensure environmental and social sustainability by observing safeguards against environmental damage. Prior to approval or any fiscal decision to proceed, investments will be subjected to independent assessments of potential positive and negative impacts on tenure rights, food security, livelihood, environment, the rights and/or status of women and youth, and physical cultural property. Community, individual, and worker safety will be protected and ensure fair treatment, non-discriminatory and equal treatment.

6. ESTABLISHMENT, POWERS AND FUNCTIONS OF THE FRILIA STEERING COMMITTEE

- a. The constitution of a high-level Steering Committee is responsible for the overall coordination of the establishment, adoption, and implementation of the Katsina State Framework for Responsible and Inclusive Land-Intensive Agricultural Investments (FRILIA).
 - b. The Steering committee shall be chaired by the Deputy Governor, while the members shall include:
 - I. Commissioner of Agriculture and Livestock Development (Secretary of the Committee)
 - II. Commissioner for Lands and Physical Planning;
 - III. Commissioner of Commerce, Industry and Tourism;
 - IV. Commissioner of Finance;
 - V. Commissioner of Environment and Forestry;
 - VI. Attorney General and Commissioner of Justice;
 - VIII. Commissioner for Local Government and Chieftaincy Affairs;
 - IX. Commissioner of Women's Affairs
 - X. Director General, Katsina State Investment Promotion Agency
 - XI. Director General, Katsina State Geographical Information Service and
 - XII. Surveyor General;
7. The functions and powers of the Steering Committee shall be to:
- i. Ensure that agri-businesses in the State are consistent with the FRILIA principles and international best practices, including, but not limited to:
 - a. Promote transparency in agri-business investment in the State.
 - b. Promote the application of inclusive production models.
 - c. Promote safeguards measures against dispossession of tenure rightsholders.

- d. Monitor the impact of agri-business investment, including the application of compensation standards.
 - e. Promote environmental sustainability.
 - f. Promote gender equality and empowerment of women and youth.
 - g. Review land allocations made to investors on recommendations of the technical committee.
 - h. Approve the adoption of the Grievance Redress Mechanism (GRM) and review GRM reports.
- ii. Approve the adoption and implementation of the Framework for Responsible and Inclusive Land-Intensive Agricultural Investments (FRILIA).
 - iii. Approve for adoption and dissemination of toolkits, guidelines, policies and or equivalent to guide investors throughout the development of land-intensive agricultural projects in Katsina State in a manner consistent with the FRILIA principles and international best practices.
 - iv. On the technical committee's recommendation, co-opt such persons or create such a number of committees as may be necessary to execute its functions.
 - v. The Board meets quarterly or as often as may be considered expedient for the effective discharge of its functions. The Board reviews the progress of the projects and investments and considers any specific issue(s) that may be directed by the Governor.
 - vi. Do such other things considered necessary or expedient to perform its functions.

8. ESTABLISHMENT, POWERS AND FUNCTIONS OF THE FRILIA TECHNICAL COMMITTEE

The constitution of a Technical Committee to support the Steering Committee in performing its function and meeting the objective of this Order. The Committee shall include the following:

- a. Honorable Commissioner, Ministry of Land and Physical Planning as Chairman
- b. two representatives each (one not below the rank of a Director and one Principal Officer) of the following Ministries, Departments and Agencies:

- I. Ministry of Agriculture and Livestock Development;
- II. Ministry of Commerce, Industry and Tourism;
- III. Ministry of Finance;
- IV. Ministry of Environment and Forestry;
- V. Ministry of Justice;
- VI. Ministry for Local Government and Chieftaincy Affairs;
- VII. Ministry of Women Affairs
- VIII. Katsina State Investment Promotion Agency; IX Katsina State Geographical Information Service;
- X. Urban and Regional Planning Board;
- XI. Office of Surveyor General;
- XII. Katsina State Agricultural Development Authority;
- XIII. Katsina State Irrigation Development Authority;
- XIV. Katsina State Bureau of Public Procurement;
- XV. Katsina State Internal Revenue Service (IRS);
- XVI. Director of Agric Services (Secretary).
- XVII. Representatives of the Private Sector
- VIII. Representatives of the Civil society

9. The function and powers of the Technical Committee shall be to:

- i. Develop a Framework for Responsible and Inclusive Land-Intensive

Agricultural Investments (FRILIA).

- ii. Prepare an implementation plan for FRILIA.
- iii. Develop toolkit/guidelines/policies or equivalent to guide investors throughout the development of land-intensive agricultural projects in Katsina State that are consistent with the FRILIA principles and international best practices.
- iv. Conduct risk or benefit assessment that will assist the government in the implementation of agri-business projects particularly land-based investment.
- v. Advise and assist the government in creating sustainable land-use and agri-business policy.
- vi. Monitor all land-based investment in the State and their compliance with FRILIA.
- vii. Assist the development of a land bank for agri-business investment in the State, in particular seeking to ensure that acquisition of land for the land bank is done in a manner that is consistent with the FRILIA principles and international best practices.
- viii. Publish periodically information on agri-business investments.
- ix. Establish a framework for community and stakeholder consultations and engagement.
- x. Provide a monthly report to the Steering Committee.
- xi. Meet at least every month to consider reports from stakeholders, assigned tasks and any special issue(s) as may be directed by the Steering Committee.
- xii. Perform such other function as the Steering Committee may from time to time deem necessary to achieve its function.

10. ESTABLISHMENT OF GRIEVANCE REDRESS MECHANISM (GRM)

- a. The Technical Committee shall develop effective grievance and dispute resolution processes with appropriate appeal mechanisms for claimants, landowners, host communities and investors.
- b. The mechanisms shall be consistent with the FRILIA principles and international best practices.
- c. The Secretary of the Technical Committee shall also function as the desk officer for the Grievance Redress Mechanism (GRM) on FRILIA in Katsina State.
- d. The GRM will be such that it consults and make enquiries within the areas of grievance, deliberates on complaint(s)/appeal(s), appraises the complaint(s)/appeal(s) against relevant guidelines and procedures, and resolve all complaint(s)/appeal(s) within 90 days of receipt with the responsible authority within the concerned Ministry, Department or Agency.
- e. The Technical Committee as part of its monthly report to the Steering Committee, will include a briefing on issues/complaint(s)/appeal(s) resolved and those pending.

11. DEVELOPMENT AND ADOPTION OF FRILIA TOOLKITS, GUIDELINES, POLICIES OR EQUIVALENTS

- (1). The Technical Committee as part of its responsibility, shall develop toolkit/guidelines/policies or equivalent for approval by the Steering Committee. These will guide investors throughout the development of land-intensive agricultural projects in Katsina State, ensuring investors and the responsible MDAs are provided with adequate information to comply with FRILIA principles and international best practices. This shall include, but not be

limited to, enabling investors and responsible MDAs to effectively engage in consultations with communities, including local land rights holders. Among other things.

(2). The toolkit/guidelines/policies or equivalent will cover the following

- a. stakeholder engagement;
- b. environmental and social impact assessment and risk management;
- c. land access, easement, and involuntary resettlement management;
- d. Grievance Redress Mechanism Toolkit/guideline;
- e. valuation and compensation;
- f. Global Memorandum of Understanding;
- g. community needs assessment and development;
- h. Out-growers and food security.

12. That it shall be the State Policy:

- i. To accelerate large-scale agribusiness investments based on international best practices of land principles and guidelines to improve business enabling environment for economic development of the State.
- ii. For FRILIA to address critical challenges, reforms, and investment priorities required in the agricultural value chains, financial sector regulatory reforms, and land reforms to facilitate agricultural and non-agricultural investment opportunities.
- iii. That FRILIA shall specifically bridge the gap between investors and host communities, to put in place laid down procedures for investments to ensure a win-win approach to all the stakeholders as well as management of environmental and social sustainability.
- iv. To ensure the implementation and operationalization of FRILIA in line with the Business Enabling Reform Action Plan (BERAP), the Government, Departments and Agencies shall collaborate to achieve the result area to remove obstacles to agribusiness investment opportunities.

- (a) The order shall be implemented consistent with applicable Laws of Katsina State.
- (b) The order is not intended to, and does not create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the Government of Katsina State, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

DATED THIS ^{20th} DAY OF ⁰¹ 2024


..... 30/9/24

MALAM DIKKO UMARU RADDA PHD.
GOVERNOR KATSINA STATE.
OF NIGERIA