



## EXECUTIVE ORDER

### **GUBERNATORIAL EXECUTIVE ORDER NO: 1 OF 2024 ON THE ESTABLISHMENT, ADOPTION, AND IMPLEMENTATION OF FRAMEWORK FOR RESPONSIBLE AND INCLUSIVE LAND INTENSIVE AGRICULTURAL INVESTMENT (FRILIA).**

**WHEREAS:** It is the responsibility of the Adamawa State Government to develop a policy 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.

**WHEREAS:** It is the understanding of Adamawa State Government that the Framework for Responsible and Inclusive Land Intensive Agricultural Investment (FRILIA) would 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.

**ENABLING LAW:** It is the further understanding of Adamawa State Government that FRILIA shall specifically bridge the gap between investors and host communities, to put in place laid down procedures for investment to ensure a win-win approach to all the stakeholders as well as management of environmental and social sustainability.

**BY THE POWERS** vested in me under section 5(2) and (3) of the Constitution of the Federal Republic of Nigeria, 1999 (as amended) which extends to the execution and maintenance of the Constitution, the Land Use Act, 1978 and all Laws made by the Adamawa State House of Assembly to ensure economic growth, agricultural revolution and the implementation and operationalization of FRILIA in line with the Adamawa State Business Enabling Reform Action Plan (BERAP), the government, departments and agencies shall collaborate to achieve the result and to remove obstacles to agribusiness investment opportunities.

**NOW THEREFORE:** I, Ahmadu Umaru Fintiri, Governor of Adamawa State of Nigeria, in exercise of the powers conferred on me hereby declare as follows: -

1. Adamawa State Government (hereinafter referred to as the State) in bid to attract investment for its Agri-Business Value Chain the investment climate and optimally harness the potential in its in its arable landmass, intends to develop a framework for responsible and inclusive land intensive agricultural investment (FRILIA). The framework ensures that land acquisition and resettlement for large scale Agri business investment are undertaken in line with established international good practises and guarantee shared benefits between private investors and surrounding communities.
2. The State is desirous of diversifying from a mono product economy and deepen the state's Agribusiness reforms including delivering a win-win approach to all the relevant stakeholders on agricultural land matters and investment opportunities. The state intends to achieve this through green economy initiatives such as responsible investment in agriculture and food systems that guarantee food security and nutrition, recognition, and respect for human rights. FRILIA will enhance access to large scale investment, gainful employment, large-scale farming, sufficient income and protection from the volatility of agricultural labour and product markets. The framework will ensure additional herons to guide and principles covering overarching investment, recognition and protection of land rights, step land acquisition and resettlement, environmental and social responsibility.
3. Adamawa State intends to create an enabling, responsible and inclusive business environment for large scale Agri-business investments.

#### **ADOPTION OF FRILIA PRINCIPLES**

4. Adherence to core principles that mainstream international best practises, such as those based on the principles responsible for investment in agriculture and food systems and related principles and guidance, into the development of Agribusiness in the state for

sustainable economic growth and development. These include, but not limited to:

- a. that overarching investment will be consistent with and contributed to the policy objective of the State;
- b. that the investment will be conducted transparently, avoid or minimise land acquisitions requiring voluntary or involuntary resettlement, minimise 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, and should ensure that the affected communities have opportunity and responsibility to make informed decisions regarding land acquisition, faster gender equality and empowerment of women and youths and lastly the investment will be monitored;
- c. recognise and protect land rights [including customary, informal and rights to common property resources] by safeguarding against the 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 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 applying consistently, compensation standards as described above;
- e. require that economic and social impacts be identified and addressed with adequate compensation standards as described above;
- f. require that economic and social impacts be identified and addressed with adequate compensation, supplemental livelihood improvements/restoration, public infrastructure and community services option of land replacement, as may be appropriate;
- g. ensure environmental and social sustainability by observing safeguards against environmental damage. Prior to approval or any

final 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 youths and physical cultural property. Community, individual and workers safety will be protected as well as ensuring their fair treatment, non-discriminatory and equal treatment.

#### **ESTABLISHMENT, AND POWERS, AND FUNCTIONS OF THE FRILIA STEERING COMMITTEE**

5. There shall be constituted a high-level Steering Committee responsible for the overall coordination of the establishment, adoption and implementation of the Adamawa State Framework for Responsible and Inclusive Land Intensive Agricultural Investments (FRILIA).
6. The Steering Committee shall include the following: -
  - a) the Executive Governor of the State as the Chairman;
  - b) the Secretary to the State Government;
  - c) Commissioners of the following Ministries;
    - i. Agriculture
    - ii. Lands and Survey
    - iii. Justice
    - iv. Commerce, Trade and Industry
    - v. Budget and Planning
    - vi. Local Government Affairs
    - vii. House and Urban Development
    - viii. Environment
    - viii. Finance
  - d) the Coordinator or Director General, Investment Promotion Unit;

- e) Executive Chairman, Adamawa State Board of Internal Revenue;
- f) Head of ICT Agency or Special adviser ICT;
- g) General Manager Adamawa State Mechanisation Development Agency as the Secretary of the Committee.

7. The functions and powers of the Steering Committee shall be to:

(1) ensure that agribusiness investment in the State are consistent with the FRILIA principles and international best practices, including, but not limited to:

- a) promoting transparency in agri-business investment in the State;
- b) promoting the application of inclusive production models;
- c) promoting safeguards measures against dispossession of tenure rights holders;
- d) monitoring the impact of agri-business investment, including the application of compensation standards;
- e) promoting environmental sustainability;
- f) promoting the use of Information Communications Technologies (ICTs), Digital platforms, solutions to manage land resources relevant to agri-business in the State.
- g) promoting gender equality and empowerment of women and youths;
- h) reviewing land allocations made to investors on recommendations of the technical committee;
- i) approving the adoption of a Grievance Redress Mechanism (GRM) and review GRM Reports including ICT enabled GRM Management Information System and back offices;
- j) approving the adoption and dissemination of toolkits/guidelines/policies or equivalent guide to investors throughout the development of land intensive agricultural projects in Adamawa State in a manner consistent with the FRILIA principles and international best practices;

k) to Co-opt such persons or create such number of committees on the recommendation of the Technical Committee as may be necessary to execute its functions;

l) to meet quarterly or as often as may be considered expedient for the effective discharge of its functions to review the progress of the projects, investments and to consider any specific issue(s) that may be directed by the Executive Governor of the State; and

m) to do such other things considered necessary or expedient for the performance of its functions.

#### **ESTABLISHMENT, POWERS, AND FUNCTIONS OF THE FRILIA TECHNICAL COMMITTEE**

8. (1) there shall be constituted a Technical Committee to support the Steering Committee in performing its functions and meeting the objectives of this Order.

(2) The Committee shall be constituted as follows: -

- a) The Commissioner of Lands and Survey as the Chairman;
- b) a representative not below the rank of a Director from the following Ministries, Department, and Agencies
  - i. Ministry of Agriculture;
  - ii. Ministry of Lands and Survey;
  - iii. Ministry of Justice;
  - iv. Ministry of Commerce, Trade and Industry;
  - v. Ministry of Budget and Planning;
  - vi. Ministry of Local Government Affairs;
  - vii. Ministry of House and Urban Development;
  - viii. Ministry of Environment;
  - ix. Ministry of Finance;
  - ix. Focal Person SABER Adamawa State;

- x. Adamawa State Board of Internal Revenue;
- xi. ICT Agency or the Office of the Special adviser ICTs;
- xii. Adamawa State Mechanisation Development Agency as the Secretary of the Committee;
- xiii. Adamawa State Investment Promotion Unit; and
- xiv. Representative of the Private Sector and Civil Society Organisation with Land Investment Expertise.

9. The functions and powers of the Technical Committee shall be to:
- i. identify the State's main concerns, priorities and principles related to land-based investments;
  - ii. conduct stakeholder mapping analysis that identifies all of the relevant stakeholders related to land-based investments;
  - iii. identify and classify relevant existing and required policies, laws and incentives related to land-based investments;
  - iv. develop an ICT framework for enabling agri-business, e-commerce platforms and market-places;
  - v. advice on the use and development of ICT solutions for land-intensive agricultural projects;
  - vi. develop a Framework for Responsible and Inclusive Land-Intensive Agricultural Investments (FRILIA);
  - vii. establish a framework for community and stakeholder consultations and engagement;
  - viii. develop toolkit/guidelines/policies or equivalent to guide investors throughout the development of land-intensive agricultural projects in Adamawa State that are consistent with the FRILIA principles and international best practices;
  - ix. conduct risk or benefit assessment that will assist the Government in the implementation of agri-business projects/initiatives particularly land-based investment;

- x. Advise and assist the government in creating sustainable land-use and agri-business policy;
- xi. assist the development 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 transparent manner relying on modern ICT technologies systems that is consistent with the FRILIA principles and international best practices;
- xii. publish on Government website and other media periodically information on agri-business investments;
- xiii. provide monthly report to the Steering Committee;
- xiv. 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; and
- xv. perform such other function as the Steering Committee may from time to time deem necessary to achieve its functions.

#### **ESTABLISHMENT OF A GRIEVANCE REDRESS MECHANISM**

10. The technical committee shall develop effective grievance and dispute resolution processes with appropriate appeal mechanisms for claimants, landowners, host communities and investors. The mechanisms shall be consistent with the FRILIA principles and international best practices. The Secretary of the Technical Committee shall also function as the desk officer for the Grievance Redress Mechanism (GRM) on FRILIA in Adamawa State. 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 resolves all complaints/appeals within 30 days of receipt with the responsible authority within the concerned Ministry, Department or Agency. The Technical Committee as part of its monthly report to the steering committee, will include a briefing on issues/complaints/appeals resolved and those pending.



**DEVELOPMENT AND ADOPTATION OF FRILIA  
TOOLKITS/GUIDELINES/POLICIES OR EQUIVALENT**

11. The Technical Committee as part of its responsibility, shall develop toolkits/guidelines/policies or equivalent for approval by the steering Committee. These will guide investors throughout the development of land-intensive agricultural projects in Adamawa 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, the toolkit/guideline/policies or equivalent will cover stakeholder engagement; environmental and social impact assessment and risk management; land access, easement, and involuntary resettlement management; gender equality and the empowerment of women and youths; valuation and compensation; Global Memorandum of Understanding; community needs assessment and development; out-growers and food security.

**IMPLEMENTATION OF THE ORDER**

- (a) This order shall be implemented consistent with applicable laws of Adamawa State.
- (b) This order is not intended to, and does not create any right or benefits, substantive or procedural, enforceable at law or in equity by any party against the Government of Adamawa State, its department, agencies, or entities, its officers, employees, or agent, or any other person.
12. This Executive Order shall take effect on the...*13*...day of...*Aug*...2024.

13. This Order may be cited as The Establishment, Adoption and Implementation of Framework for Responsive Inclusive Land Intensive Agricultural Investment (FRILIA) Order No: 1 of 2024.

DATED THIS.....<sup>th</sup>13.....DAY OF .....<sup>th</sup>AUG.....2024.

*Umaru &  
Gonul*

**RT. HON. AHMADU UMARU FINTIRI, CON, GSSRS**

Executive Governor, Adamawa State.

