

NO: NSERC–R–001-2026 NIGER

STATE ELECTRICITY REGULATORY COMMISSION

LICENCE AND OPERATING FEES REGULATION

In exercise of the powers conferred under Section 4(d) of the Niger State Power Sector Law, 2024, the **REGULATION** Niger State Electricity Regulatory Commission hereby makes the following Regulations for Licence and Operating Fees 2026 to repeal the Regulations for Licence and Operating Fees 2025.

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NIGER STATE ELECTRICITY REGULATORY COMMISSION

(Licence and Operating Fees Regulations, 2026)

CHAPTER I

GENERAL

1 Short Title and Commencement

(1) These Regulations may be cited as the **Niger State Electricity Regulatory Commission (Licence and Operating Fees) Regulations, 2026**.

(2) These Regulations shall come into force on the date on which it is approved by a resolution of the Commission.

(3) These Regulations shall be signed by the Chairman who shall also cause the seal of the Commission to be affixed thereon.

(4) The Regulation, Niger State Electricity Regulatory Commission Licence and Operating Fees Regulations, 2025 is hereby repealed.

2 Definitions and Interpretation

(1) In these Regulations, unless the context otherwise requires:

“Law” means the Niger State Power Sector Law, 2024.

“Commission” means the Niger State Electricity Regulatory Commission.

“Applicant” means a person as defined in the Law, who has applied to the Commission for a licence.

“Application” means an application for a licence, or for an amendment, assignment, transfer, renewal, or extension of the tenure of a licence under the Law.

“Processing Fees” means fees mentioned in the Schedules.

“Licensee” means the holder of a licence issued by the Commission.

“Regulations” mean the Niger State Electricity Regulatory Commission (Licence and Operating Fees) Regulations, 2026.

“Schedule” refers to the “Schedule of Fees” annexed to these Regulations.

- (2) Words and expressions used and not defined in the Regulations but defined in the Law shall have the meanings assigned to them in the Law.
- (3) In the interpretation of these Regulations, unless the context otherwise requires:
 - (a) Words importing any one gender includes the other gender and the singular includes the plural and vice versa.
 - (b) References herein to the “Regulation” shall be construed as a reference to these Regulations as amended or modified by the Commission from time to time in accordance with the applicable laws in force.
 - (c) The headings are inserted for convenience and may not be taken into account for the purpose of interpretation of these Regulations.
 - (d) References to statutes, regulations or guidelines shall be construed as including all provisions consolidating, amending or replacing such statutes, regulations or guidelines, as the case may be.

CHAPTER II FEES

3 Processing Fees for Applications

- (1) Every application for a licence made to the Commission shall be accompanied by the non-refundable Application Processing Fees as specified in the Schedules.
- (2) The Fees payable under these Regulations shall be paid by means of bank draft, cheque drawn or electronic bank transfer in favour of the ‘Niger State Electricity Regulatory Commission’.
- (3) All Fees received by the Commission under these Regulations shall be acknowledged by the issuance of the Commission’s official receipt.

4 Licence Fees

- (1) Upon approval by the Commission of an application for a licence, the Commission shall inform the applicant, in writing, of such approval and be informed of the licence fee required to be paid by the applicant for the grant of a licence.
- (2) The licence fee to be paid shall be as specified in the Schedules.
- (3) Where the Licence fee is not paid within the time specified in the terms and conditions of the Licence, a surcharge will be payable on the amount due at the rate of 1% per week up to a maximum period of 12 (twelve) weeks after which period the grant of a licence shall lapse.

5 Processing Fees for Amendment, Renewal, Assignment, Transfer and Extension of Tenure

- (1) Every application for the Amendment, Renewal, Assignment, Transfer or Extension of Tenure of an existing Licence by a licensee shall be accompanied by the applicable processing fees as specified in the Schedules.
- (2) The processing fee for Amendment, Renewal, Assignment, Transfer or Extension of Tenure shall be non-refundable.

6 Annual Operating Fees

- (1) Licensees shall pay Annual Operating Fees.
- (2) The Annual Operating Fee payable shall be charged in accordance with the rates specified in the Schedules.
- (3) Where the Operating Fee is not paid within the time specified in the terms and conditions of the licence, surcharge shall be payable on the amount due at the rate of 1% per week up to a maximum period of 12 (twelve) weeks after which period the Commission shall apply appropriate penalties in accordance with the terms and conditions of the licence.

CHAPTER III MISCELLANEOUS

7 Amendment

- (1) The Commission may from time to time amend or repeal the provisions of these Regulations.
- (2) The Commission may from time to time, by Order, add, amend, alter or vary the amounts of Fees payable as provided in Schedule.

8 Inherent Powers of the Commission

- (1) Nothing in these Regulations shall be deemed to limit or otherwise affect the power of the Commission to make such Orders as may be in the public interest.
- (2) Nothing in these Regulations shall bar the Commission from adopting in conformity with provisions of the Law, a procedure which is at variance with any of the provisions of these Regulations, if the Commission, in view of the special circumstances of a matter or a class of matters and for reasons to be recorded in writing, deems it just or expedient for deciding such matter or class of matters.

**THE COMMON SEAL OF
NIGER STATE ELECTRICITY REGULATORY COMMISSION
Was affixed pursuant to the ORDER OF THE COMMISSION**

On this 23rd day of January, 2026


Engr. Mohammed Sharu
Chief Executive Officer

