



EXECUTIVE ORDER NO. 004 OF 2023
BY THE EXECUTIVE GOVERNOR OF OYO STATE OF
NIGERIA
ON THE FRAMEWORK FOR RESPONSIBLE INVESTMENT IN
LAND-INTENSIVE AGRICULTURE



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WHEREAS, the Oyo State Government recognises the significant role of land-intensive agriculture in food security, economic development, and environmental sustainability;

FURTHERMORE, responsible and sustainable agricultural practices are essential to ensure the well-being of citizens, protection of natural resources, and to foster economic growth;

AND WHEREAS, the Oyo State Government is committed to upholding ethical and socially responsible investment principles in the agricultural sector;

THEREFORE, PURSUANT to Sections 5(2) of the 1999 Constitution of the Federal Republic of Nigeria, as amended, and all other laws and enabling powers in that regard I, **Engr. Oluseyi Abiodun Makinde (FNSE)**, the Executive Governor of Oyo State of Nigeria, hereby makes the following Executive Order—

1. OBJECTIVES

The objectives of this Executive Order are to —

- (a) commit to adopting a Framework for Responsible Investment in Land-Intensive Agriculture (FRILIA) in the State;
- (b) promote environmental and social sustainability in land-intensive agricultural programmes;
- (c) avoid, minimize, or mitigate adverse impacts and promote informed decision-making regarding environmental and social aspects of land-intensive agriculture;
- (d) protect public and worker safety against potential risks associated with agricultural operations;

- (e) manage land acquisition, resettlement and resource in a way that minimizes displacement and supports affected communities;
- (f) ensure equitable access to programme benefits and consider cultural appropriateness;
- (g) avoid exacerbating social conflicts, especially in fragile or conflict areas.

2. RESPONSIBILITY OF FRILIA

The overall responsibility for developing and implementing FRILIA programme shall rest with the Ministry of Agriculture and Rural Development which has the requisite technical capacity to lead the programme.

3. ESTABLISHMENT AND COMPOSITION OF STEERING COMMITTEE

- (1) There is hereby established a Steering Committee on FRILIA (hereinafter referred to as the "Committee").
- (2) The Committee shall be chaired by the Deputy Governor.
- (3) The Committee shall consist of the Commissioners and Political Heads of the following Ministries, Departments, and Agencies –
 - (a) Agriculture and Rural Development;
 - (b) Lands, Housing and Urban Development;
 - (c) Finance;
 - (d) Budget and Economic Planning;
 - (e) Trade, Investment and Cooperatives;
 - (f) Justice;
 - (g) Environment and Natural Resources;
 - (h) Health;
 - (i) Women Affairs and Social Inclusion;
 - (j) Local Government and Chieftaincy Matters;
 - (k) Oyo State Agribusiness Development Agency;
 - (l) Debt Management Agency;
 - (m) Oyo State Investment and Public Private Partnership Agency;
 - (n) Board of Internal Revenue Service; and
 - (o) Management Information Centre.

4. FUNCTIONS OF THE STEERING COMMITTEE

The Steering Committee shall—

- (a) coordinate and supervise the implementation of FRILIA;

- (b) develop and update the framework for responsible investment in land-intensive agriculture;
- (c) review monthly reports from Technical Committees created for programme implementation;
- (d) advise the Government on policies facilitating land-intensive investments;
- (e) propose solutions to challenges in land administration for agricultural purposes;
- (f) ensure land acquisition for agribusiness investments follow international good practices;
- (g) guarantee shared benefits between private investors and communities; and
- (h) perform other functions necessary for the fulfilment of the programme.

5. TECHNICAL COMMITTEE

- (1) There shall be established a Technical Committee on FRILIA.
- (2) The Technical Committee shall be responsible for –
 - (a) maintaining appropriate relationship with various stakeholders and interest groups to ensure local understanding and co-operation on the framework and programme;
 - (b) contributing to developing standards, sensitizing the community and all stakeholders involved for them to understand the process of FRILIA framework and programme;
 - (c) ensure that investors perform a social impact assessment (SLA) to understand the potential effects of their investment on local communities and stakeholders;
 - (d) prescribing the penalties, consequences or cost to investors, for failing to respect the needs of the community and society as envisioned by the FRILIA framework;
 - (e) preparing and submitting monthly statistical summaries, financial statements, quarterly or annual plan and progress report as required by the Committee or the development partners; and
 - (f) performing such other functions as the Steering Committee may, from time to time, assign to it for the fulfilment of the framework or programme.
- (3) The Technical Committee shall comprise the following members—
 - (a) Permanent Secretary, Ministry of Agriculture and Rural Development (Head);
 - (b) Director, Ministry of Agriculture and Rural Development;
 - (c) Director, Ministry of Environment and Natural Resources;
 - (d) Director, Ministry of Lands, Housing and Urban Development;
 - (e) Director, Oyo State Investment and Public Private Partnership Agency;
 - (f) Director, Oyo State Agribusiness Development Agency;
 - (g) Director, Office of Surveyor-General,

- (h) Directors of Agriculture, FRILIA projects in the Local Government Areas.
- (i) Director, Min. of Budget and Planning.

6. ADMINISTRATIVE UNIT

- (1) There shall be an Administrative Unit for the Framework and Programme.
- (2) The Administrative Unit shall be headed by a Programme Manager who shall be a Director in the Ministry of Agriculture and Rural Development.
- (3) The Programme Manager shall—
 - (a) be the coordinating head of the Programme;
 - (b) be the secretary of the Committee;
 - (c) make arrangements for meetings of the Committee;
 - (d) prepare agenda and the minutes of such meetings;
 - (e) perform such functions as may be assigned to him by the Committee;
 - (f) be the desk officer for the Grievance Redress Mechanism (GRM) on FRILIA in the State.
 - (g) keep and secure the records of the Committee; and
 - (h) be assisted with such members of Staff in the Civil and Public Service of the State as may be determined by the Head of Service of the State and Heads of relevant pools of Staff in the relevant Public Corporation.
- (4) The officers of the Administrative Unit shall be subject to the Civil Service Rules and Regulations on issues relating to benefit, entitlement, discipline, retirement and any other matter affecting Civil Servants in the State.
- (5) The Administrative unit shall—
 - (a) support the Steering Committee in carrying out its functions and the achievement of the FRILIA Principles;
 - (b) create work plans, terms of reference, and budgets;
 - (c) provide technical support to the other committees under the programme; and
 - (d) coordinate meetings, among other tasks.

7. FUNDS

The funds for the achievement of FRILIA shall consist of—

- (a) such sums as maybe appropriated by the State;
- (b) such sums or other advances by way of loans, or grants;
- (c) such sums or other property as may, from time to time, be advanced by way of loans or grants by any agency or institution, any international organization, development partner and private foundation or individuals; and

- (d) money earned or arising from any investments or other property acquired in the furtherance of the programme.

8. RULES, PROCEDURES, AND PRINCIPLES

- (1) All investors shall adhere to rules and procedures governing land-intensive agriculture investments. Such as—
 - (a) Land Use Laws especially those that regulate land acquisition, land tenure, and land use planning for agricultural land.
 - (b) Land Rights and Ownership Laws and regulations related to land ownership, land rights, and land tenure, including regulations for compensating landowners during acquisition.
 - (c) Environmental Laws and Regulations generally especially those in relation to soil conservation, water quality, air quality, waste management, and protection of natural habitats.
 - (d) All investors shall conduct an Environmental Impact Assessment (EIA) before the commencement of any activity in order to assess the impact of their activities on the community environment.
 - (e) Labour Laws governing employment conditions, minimum wages, working hours, and occupational safety standards for agricultural workers.
 - (f) Food Safety and Quality Standards Laws and Regulations related to food safety, quality, and labelling apply to agricultural products intended for human consumption.
- (2) Non-compliance with the laid down rules and procedures in any of the relevant laws and regulations as maybe applicable, shall be punishable pursuant to/under such laws or regulations.

9. DUE DILIGENCE AND MONITORING TEAM

- (1) The Programme implementation shall be monitored by the Monitoring Unit of the Government which shall be responsible for conducting effective and comprehensive evaluation of the programme.
- (2) The function of the team shall be to—
 - (a) review financial statements, budgets, and financial projections in line with the programme;
 - (b) ensure that the investment complies with all legal requirements and contractual obligations;
 - (c) ensure that the investment respects land rights and legal obligations to stakeholders;

- (d) identify and advise on measures to mitigate and manage environmental risks;
- (e) ensure compliance with environmental regulations and standards;
- (f) engage with local communities to gather feedback and concerns;
- (g) assess social risks, including displacement, labour practices, and community well-being; and
- (h) foster positive relationships between the investor and local communities.

10. STAKEHOLDERS' ENGAGEMENT UNIT

- (1) There shall be a Stakeholders' Engagement Unit in each community where the programme is implemented to advise and assist the Committee on all matters related to stakeholder engagement.
- (2) The Stakeholders' Engagement Unit shall be composed of the following members—
 - (a) a representative of the FRILIA Governing Board who shall chair meetings;
 - (b) 2 representatives of investor organizations;
 - (c) 2 representatives of farmer organizations;
 - (d) 2 representatives of community-based organizations;
 - (e) the traditional ruler of the Community;
 - (f) 2 representatives of the Community; and
 - (g) a representative of the Administrative Unit.
- (3) The Stakeholders' Engagement Unit shall have the following functions—
 - (a) advise and assist the Committee on the development and implementation of a stakeholder engagement strategy;
 - (b) facilitate communication and dialogue between investors and community members;
 - (c) identify and address stakeholder concerns;
 - (d) provide input on FRILIA policies and procedures related to stakeholder engagement
- (4) The Stakeholders' Engagement Unit shall meet at least quarterly every year.
- (5) The Stakeholders' Engagement Unit shall report to the Committee on its activities and recommendations on a quarterly basis.

11. GRIEVANCE REDRESS MECHANISM (GRM)

- (1) There shall be established multiple channels for stakeholders to submit grievances in relation to the programme. These channels may include but not limited to dedicated email addresses, phone lines, physical complaint boxes, or in-person meetings.

- (2) The Technical Committee shall develop effective grievance and dispute resolution processes with appropriate appeal mechanisms for claimants, landowners, host communities and investors.
- (3) The Technical Committee shall—
- (a) review and assess all valid grievances submitted by stakeholders;
 - (b) evaluate the evidence, facts, and circumstances surrounding each grievance;
 - (c) make impartial and fair decisions regarding the resolution of grievances;
 - (d) resolve all complaints within 30 days of receipt with the responsible authority within the concerned Ministry, Department or Agency;
 - (e) manage the appeals process for complainants who are dissatisfied with the initial grievance resolution;
 - (f) resolve appeals within 15 days from the receipt of such appeal process;
 - (g) conduct an independent review of the initial grievance handling and resolution;
 - (h) render final and binding decisions on appeals;
 - (i) ensure that the grievance process is transparent and accessible to all stakeholders.
 - (j) maintain detailed records of all grievances, investigations, decisions, and resolutions;
 - (k) communicate decisions and updates to complainants and relevant parties in a timely manner;
 - (l) ensure that all actions and decisions under the GRM align with responsible investment principles and local laws and regulations;
 - (m) verify that any remediation measures or corrective actions are consistent with responsible investment practices;
 - (n) monitor and enforce safeguards to protect complainants from retaliation or adverse actions for raising grievances;
 - (o) investigate and address any allegations of retaliation promptly and appropriately;
 - (p) review the effectiveness of the GRM and identify opportunities for improvement;
 - (q) make recommendations for enhancing the grievance process, transparency, and accountability;
 - (r) prepare regular reports on the status of grievances, including the number received, resolved, and pending;
 - (s) document all activities related to grievance handling and decision-making;
 - (t) maintain open and transparent communication with stakeholders, including complainants, investors, local communities, and regulatory authorities;
 - (u) provide information about the grievance process and its outcomes as necessary;
 - (v) ensure the confidentiality of sensitive information related to grievances, while still maintaining transparency in the process; and

- (w) strive to resolve grievances in a timely manner, keeping in mind the urgency and complexity of each case.
- (4) The Technical Committee shall, as part of its monthly report to the Committee, include a report on issues, complaints or appeals resolved and those pending.

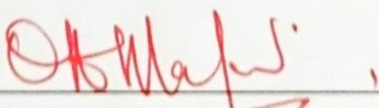
12. GRIEVANCE DOCUMENTATION

- (1) There shall be maintained a systematic record of all grievances, including details of the complainant, the nature of the grievance, date of submission, and any supporting evidence.
- (2) There shall be documentation of the steps taken during the investigation of the grievance including site visits, interviews, evidence gathered, and any expert assessments (if any).

13. EFFECTIVE DATE OF THE ORDER

This Executive Order shall take effect immediately.

Dated this 27th day of December 2023



ENGR. OLUSEYI ABIODUN MAKINDE (FSNE)
EXECUTIVE GOVERNOR OF OYO STATE