

Prof Paul Obo IDORNIGIE, SAN, PhD, FCIS (London), FCI Arb(UK), C.Arb

Prof Paul Obo Idornigie, SAN & Associates

Legal Consultants/Arbitrators

1 Durban Street

Off Adetokumbo Ademola Crescent, Wuse 2

Abuja, Nigeria

Phones: +234-803-311-4797, +234-809-711-4965

Emails: prof@paulidornigie.org and paul.idornigie@gmail.com, idornigie@hotmail.com,

Website: <https://paulidornigie.org>

1. Date of Birth: February 24, 1951

2. Nationality: Nigerian

3. State of Origin: Edo State

4. Marital Status: Married

5. Education

Institution	Degree(s) or Diploma(s) obtained	Date obtained
Anglia Ruskin University, Chelmsford, Essex, UK	ACIS, FCIS	1983-1986
University of Jos, Jos, Nigeria	LLB, 2 nd Class Upper Division	1987-1992
Nigerian Law School, Lagos, Nigeria	BL, 2 nd Class Upper Division	1992-1993
University of Jos, Jos, Nigeria	LLM	1994-1996
University of Jos, Jos, Nigeria	PhD (Commercial Arbitration)	1998-2002

6. Membership of Professional Associations:

- Nigerian Bar Association
 - International Bar Association
 - Commonwealth Lawyers Association
 - Institute of Chartered Secretaries & Administrators
 - Chartered Institute of Arbitrators
 - London Court of International Arbitration
 - Nigerian Law Teachers Association
 - Lagos Court of Arbitration
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7. Other Training

- Course on 'Restructuring and Commercialization of Utilities: Strategy to Improve Management Efficiency & Financial Performance' organized by The Institute for Public-Private Partnership: Washington DC, USA: September 2003
- Course on 'International Commercial Arbitration' organized by the Chartered Institute of Arbitrators at Keble College, Oxford University, Oxford, September 2005
- Public-Private Partnership Training organized by Jeff & O'Brien Training International at Abuja, Nigeria: November 2007

8. Languages: (use excellent, good basic, poor)

Language	Reading	Speaking	Writing
English	Excellent	Excellent	Excellent

9. Employment Record:

Period	Employer	Positions held
2020 till present	Veritas University, Bwari, Abuja, Nigeria	Professor of Law
2009 -2020	Nigerian Institute of Advanced Legal Studies, Abuja	Professor of Law (on contract). Was Head of Department, Director of Research and Acting Director General
2009-2012	TSI/Rivers Monorail Company Ltd	Principal Legal Consultant
2009-2010	Federal Ministry of Works & Housing, Abuja	Legal Expert on Public-Private Partnership/World Bank Sub-Consultant
2002-2009	Bureau of Public Enterprises, Abuja, Nigeria	General Counsel (Legal Adviser)/ Head of Council Secretariat (Company Secretary)/ World Bank and DFID Consultant
1997-2002	Nigerian Law School, Abuja	Lecturer/Senior Lecturer
1995-1997	Federal Ministry of Works and Housing, Lagos	(Leave of Absence from Jos as Personal Assistant to Hon Minister)
1994-1997	University of Jos	Lecturer-n-Law
1979-1993	University of Jos	Administrative/Secretarial/Executive
1974-1978	University of Benin	Administrative/Secretarial

10. Relevant Experience

I have published articles in various areas of law in local and international learned journals. I have authored and co-authored several books. I understand the concept of an independent regulator. My experience has spanned through several sectors – educational, research, public service and private practice. As a Senior Advocate of Nigeria, Chartered Secretary, Chartered Arbitrator and Professor of Law, areas of experience include the following:

Name of Assignment: Feasibility Studies, Environmental and Social Impact Assessment and Engineering Design, as well as preparing bidding documents for the construction works on the Abidjan-Lagos Highway

Year: 2019-

Location: Abuja, Nigeria and Accra, Ghana

Client: ECOWAS Commission (The Commission engaged Pearl Consultants and Pearl Consultant engaged me as a Key Legal Expert on PPP)

Main Project Features: Carrying out the above studies and preparing bidding documents (Information Memorandum, Advert for Expression of Interest, Non-Disclosure and Confidentiality Agreement, Request for Proposals, Concession Agreement, etc).

Position Held: **Key Legal Expert**

Activities Performed: Preparation of bidding and contract documents

Name of Assignment: Short Term Consultancy

Year: 2019

Location: Abuja and Lagos

Client: The World Bank (International Finance Corporation [IFC], Washington, DC)

Main Project Features: Resource Person at an Investment Policy Workshop dealing with negotiation and drafting of International Investment Agreements (IIAs) including Bilateral Investment Treaties (BITs), Double Taxation Treaties (DTTs), Regional Investment Treaties (RITs).

Position Held: **Short Term Consultant**

Activities Performed: Presented papers on a) Drafting and Negotiation Techniques for IIAs; b) Introduction to IIAs; c) Investment Guarantees (Absolute and Relative); c) Expropriation, Transfer of Funds and Transparency; and d) Key Principles of Investor-State Dispute Settlement

Name of Assignment: Comprehensive Review of the Institutional, Regulatory, Legislative & Associated Instruments Affecting Businesses in Nigeria

Year: 2015-2016

Location: Abuja

Client: Department for International Development (DfID)/GEMS3 and ENABLE but administered by Adams Smith International

Main Project Features: A diagnostic review of current and proposed laws relevant to the business environment in Nigeria and the key institutions involved, including but not limited to limited to procurement laws, competition laws, company law, investment laws, finance and contract laws.

Position Held: **Lead Consultant**

Activities Performed: (a) Identification of the significance of the Micro, Small and Medium Enterprises (MSMEs) in Nigeria; evaluation of the ten (10) areas in the lifecycle of a business as tracked and measured by the World Bank in the Doing Business Report, 2016 to identify why Nigeria is ranked 169 out of 189 economies; (b) review of the laws of the Federal Republic of Nigeria which relate to the business enabling environment to determine whether they are consistent with international good practice; (c) the extent that the laws provide a conducive environment for the creation and operation of private sectors; (d) identification of the specific aspects of the laws and regulations that act as barriers or impediments to MSMEs; (e) the degree of transparency in the operation of the laws and regulations; (f) examination of the current and proposed laws with the aim of identifying the gaps or deficiencies in them and make recommendations; and (g) identification of the reform bills that will create enabling environment for public-private-partnerships (PPPs) in Nigeria. The reform bills include the Federal Competition and Consumer Protection Bill, the Nigerian Railway Corporation Bill, Ports and Harbour Authority Bill, the Postal Sector Reform Bill, the Roads Authority Bill, the Roads Fund Bill, among others.

Note: The outcome of this Study led to the establishment of the National Assembly Business Environment Roundtable (NASSBER) by the Nigerian Economic Summit Group, National Assembly and the Nigerian Bar Association (Section on Business Law).

Name of Assignment: NIPP Power Projects Restructuring and Privatisation

Year: 2012 – 2014

Location: Abuja, Nigeria

Client: Niger Delta Power Holding Company Ltd (NDPHC)

Main project features: Corporate Restructuring of NDPC and Private Sector Ownership/Management of NIPP Generation Assets and Investment Protection for NIPP Gas, Transmission and Distribution Assets

Positions held: Legal Consultant/Team Leader on Nigerian law issues

Activities performed: Team leader of the local legal team and contributed to the work plan tasks including provision of input on legal issues; reviewed legal due diligence report, status of gas supply and transportation contracts, operations and maintenance contracts, service contracts and their impact on realizable asset value. Reviewed of draft share sale agreement, shareholder agreement. Advised on the bid process ensuring compliance with the Procurement Act, NDPHC procurement policies, ICRC and any other relevant agencies. Assisted in providing responses to legal questions from bidder.

Name of Assignment: Commercialisation and Introduction of PPP into Housing
Year: 2014-2015
Location: Abuja
Client: Bureau of Public Enterprises
Main project features: Reforming, Designing and Structuring Commercialization and PPP transactions
Positions held: Legal Expert/Consultant
Activities performed: Drafting of National Policy on Housing and new Bill that will set up a housing sector regulator/regulatory retime.

Name of Assignment: Concession of FESTAC Phase Two
Year: 2013
Location: Abuja, Lagos,
Client: New FESTAC Development Company Ltd
Main project features: Reclamation and Management of FESTAC Phase Two
Positions held: Legal Expert/Consultant
Activities performed: Drafting of bidding documents including the Concession Agreement and negotiation of the agreements.

Name of Assignment: Transaction Advisory Services to the Nigerian Railway Corporation on PPP Logistics Service Provider
Year: 2013-2015
Location: Abuja, Lagos, London
Client: Roughton International/Intranet Consulting Services
Main project features: Transaction Advisory Services for the provision of world class warehousing facilities, freight handling operations and haulage carriage capacities using PPP
Positions held: Legal Expert
Activities performed: Drafting of legal and policy documents and reviewing of bidding documents

Name of Assignment: Commercialisation and introduction of PPP into National Parks in Nigeria
Year: 2013 - 2014
Location: Abuja and in Kamuku, Kainji, Okomu, Gashaka Gumti, Old Oyo, Chad Basin and Cross River where Nigeria has seven (7) National Parks
Client: Bureau of Public Enterprises
Main project features: Reforming, Designing and Structuring Commercialization and PPP transactions
Positions held: Legal Expert/Consultant
Activities performed: Drafting of National Policy on Parks and new National Parks Service Bill.

Name of Assignment: Nigerian Power Privatisation
Year: 2011 – 2012
Location: Abuja, Nigeria
Client: CPCS Transcom International Ltd /Bureau of Public Enterprises (BPE)
Main project features: Privatisation of 17 state-owned electric power generation and distribution companies in Nigeria
Positions held: Legal Consultant/Team Leader
Activities performed: Nigerian law team leader; contributed to the following work plan tasks:

- Review and Update Existing Due Diligence Reports
- Reviewed the Bidding Documents
- Reviewed draft transaction agreements
- Provided sundry legal advice

Name of Assignment: TSI/Rivers State Monorail Project
Year: 2008-2012
Location: Port Harcourt
Client: The Government of Rivers State entered into a PPP Contract with TSI and TSI engaged me as a PPP Expert.
Main Project Features: Drafting of Transaction/Bidding Documents in connection with the Rivers State Monorail Project – a PPP transaction
Position Held: **Principal Consultant**

Activities Performed: Drafted the following the transaction documents – memorandum of understanding, information memorandum, request for proposals, construction contracts, concession agreement, etc

Name of Assignment: Lagos/Ibadan Expressway Concession

Year: 2009-2010

Location: Abuja and Lagos

Client: Federal Ministry of Works and Housing (project funded by the World Bank under its Road Reform Project. I was engaged as a Sub-Consultant by the World Bank)

Main Project Features: Drafting and Negotiating the Concession Agreement in respect of the Lagos/Ibadan Expressway

Position Held: **PPP Legal Expert**

Activities Performed: Reviewed the bidding documents; re-drafted the bidding documents and negotiated the Concession Agreement with the Concessionaire, Bicourtney Limited

Name of Assignment: Privatization Support Programme (PSP) to the Federal Government of Nigeria

Year: 2004-2009 funded by the World Bank and UK Department for International Development (DFID)

Location: Abuja

Client: Bureau of Public Enterprises (BPE)/National Council on Privatization (NCP). The NCP is headed by His Excellency, the Vice-President of Nigeria and made up of key economic ministers, Secretary to the Fed Government and Attorney General of the Federation.

Main project features: Advising the Federal Government of Nigeria through the National Council on Privatization/Bureau of Public Enterprises on privatisation strategies/method; drafting of transaction documents (Information Memorandum, Confidentiality and Non-Disclosure Agreement, Request for Proposals, Share/Sale and Purchase Agreement, Asset Sale, Concession Agreements and other forms of Public-Private Partnership (PPP). Sector reform – was involved in the unbundling of the National Electric Power Authority (NEPA) into distribution, generation and transmission companies; unbundling of the sea ports in Nigeria into 24 terminals that were eventually leased to private operators

Positions held: General Counsel (Legal Adviser)/Head of Secretariat (Company Secretary)/Consultant

Activities performed:

Advised on the Corporate Restructuring and unbundling of PHCN and the set up of the PHCN successor companies and transfer of assets and liabilities to them

Advised on the draft Power Purchase Agreement between Ethiope Power Ltd and PHCN

Advised on the draft Power Purchase Agreement between Shell Development and PHCN

Advised on draft Afam Power plant Asset Sale between Shell Development and PHCN

As General Counsel, BPE, I was also responsible for drafting, negotiating and executing the transaction documents for the privatisation of the following public enterprises:

- Delta Steel Company, Warri
- Ajaokuta Steel Company Ltd, Ajaokuta
- Jos Steel Company Ltd
- Katsina Steel Company Limited
- Oshogbo Steel Company Ltd
- Aluminium Smelting Company Ltd at Ikot Abasi, Akwa Ibom State
- NITEL/Mtel
- Savannah Sugar Company at Numan
- Nigerian Sugar Company, Bacita
- Refineries in Port Harcourt, Warri and Kaduna
- Federal Superphosphate Fertilizer Company, Kaduna
- Nigerian Machine Tools Company Ltd, Oshogbo
- Nigerian Mining Corporation and its subsidiaries
- Nigerian Coal Corporation and its subsidiaries
- Nigerian Iron-Ore Mining Company Ltd, Itakpe
- NICON Insurance Plc
- Nigerdock Ltd,
- Nigerian Airways Ltd and its subsidiaries, NAHCO, SAHCOL, etc.,
- Nigerian Unity Line,
- National Clearing and Forwarding Agency
- Ayip-Eku Oil Palm Company
- Ihechiowa Oil Palm Ltd
- Anambra Motor Manufacturing Company Ltd,
- Leyland Nigeria Ltd,
- Peugeot Automobile of Nigeria Ltd
- Volkswagen of Nigeria Ltd and
- Steyr Nigeria Ltd;
- Nigeria Hotels Ltd, Abuja International Hotels Ltd [now NICON Luxury Hotel]
- NICON Hilton Hotel [now Transcorp Hilton Hotel]
- Onigbolo Cement Company, Benin Republic
- Stallion Properties Ltd, Lagos,

I also participated in the following activities:

- development of a framework for the commercialisation of the River Basin Development Authorities, NTA, NNPC, FRCN, NAN, NIPOST, FHA etc but was not implemented.

- **drafted, negotiated and executed the Concession Agreement in respect of the Central Rail from Itakpe to Ajaokuta and Delta Steel Company Plc, Warri**
- member of the Committee that drafted the 2006 draft Arbitration and Conciliation Bill for the Federal Government of Nigeria

As General Counsel, BPE, was involved in the drafting of the following Reform Bills:

- **Electric Power Sector Reform Bill (now Electric Sector Reform Act of 2005),**
- **Civil Aviation Bill 2006 (now Civil Aviation Act of 2007),**
- **Federal Competition Commission Bill 2005 (now Federal Competition and Consumer Protection Commission Act)**
- **Ports & Harbours Bill 2005,**
- **Nigerian Inland Waterway Bill 2007,**
- **Nigerian Railway Corporation Bill 2007,**
- **Federal Road Authority Bill 2007,**
- **Postal Sector Reform Bill 2007**
- **Petroleum Industry Bill 2006/7 that was passed into law in 2021, now Petroleum Industry Act, 2021.**

I was involved as a Consultant to DFID in the review of the Companies & Allied Matters Act, 1990 that led to the reform and passage of Companies & Allied Matters Act, 2020.

I also provided company secretarial services to the NCP/BPE.

Name of Assignment:	Concession of the Federal Highways
Year:	2009
Location:	Abuja, Lagos, Shagamu, Kaduna, Benin and Kano
Client:	Federal Ministry of Works & Housing under the Road Reform Project of the World Bank
Main project features:	Designing and structuring PPP transactions
Positions held:	Legal Expert
Activities performed:	Drafting of bidding documents including the Concession Agreement and negotiation of the agreements.

Name of Assignment: Transaction Advisory Services to the Nigerian Railway Corporation on PPP for Landed Property Development

Year: 2014-2015

Location: Abuja, Lagos and London

Client: Roughton International/Intranet Consulting Services

Main project features: Transaction Advisory Services for the upgrading and re-development of Hotels, Luxury High-rise Flats, Shopping Complex and Residential Buildings using PPP.

Positions held: Legal Expert

Activities performed: Drafting of legal and policy documents and reviewing of bidding documents

Name of Assignment: Engagement as a Professor of Law/Legal Consultant

Year: 2009 to 2020

Location: Abuja

Client: Nigerian Institute of Advanced Legal Studies

Main project features: Teaching and conducting research into various areas of law

Positions held: Research Professor (on contract) – acted as Head of Department, Director of Research and Director General

Activities performed: Participation in the training of lawyers in Legal and Legislative Drafting; organising Seminars/Workshops/Roundtables, supervising students undertaking higher degrees, etc.

Name of Assignment: Legal Consultancy

Year: 2009

Location: Abuja, Nigeria

Client: Roughton International, UK and Nigeria

Main project features: Feasibility/Viability Studies funded by the World Bank under the Road Reform Project.

Positions held: Legal Expert

Activities performed: Legal due diligence on infrastructure projects listed for PPP especially roads

Name of Assignment: Legal Consultancy

Year: 2010

Location: Nigeria – Lagos, Warri, Calabar and Port Harcourt

Client: Infrastructure Concession Regulatory Commission, Abuja

Main project features: Review of the Concession Agreements in respects of the Nigerian ports in Lagos, Warri, Calabar and Port Harcourt (over 20 terminals – concession agreements)

Positions held: Principal Legal Consultant

Activities performed: Review the level of compliance with the terms and conditions of the Concession Agreement entered into between the Federal Government of Nigeria and the various Concessionaires.

Name of Assignment: Participation of the Private Sector in the provision of port services in Nigeria

Year: 2005-2009

Location: Abuja, Lagos, Warri, Calabar and Port Harcourt

Client: Bureau of Public Enterprises (BPE) and funded by the World Bank

Main Project Features: Unbundling of the Nigerian Ports Authority into regulation, operation and management

Position Held: **General Counsel**

Activities Performed: All the Nigerian Ports Authority Terminals in Lagos, Warri, Calabar and Port Harcourt were unbundled. 24 Terminals were then created and leased (concessioned) to private sector operators. As General Counsel at BPE, I led the BPE Team in the unbundling, negotiation and drafting of the Lease (Concession) Agreements. A bill to back up the unbundling that will create an independent regulator was drafted but it is still in the National Assembly.

Name of Assignment: Concession of Nnamdi Azikiwe International Airport, Abuja

Year: 2006-2008

Location: Abuja

Client: Bureau of Public Enterprises (BPE)

Main Project Features: Unbundling of the Nnamdi Azikiwe International Airport, Abuja and leasing the Airport to private sector operators

Position Held: General Counsel

Activities Performed: Drafting of the Bidding Documents – Information Memorandum, Advert for Expression of Interest, Non-Disclosure and Confidentiality Agreement, Request for Proposals and Concession Agreement.

Name of Assignment: Concession of the Tafawa Balewa Square (TBS)

Year: 2006-2009

Location: Abuja and Lagos

Client: Bureau of Public Enterprises (BPE)

Main Project Features: Unbundling of the TBS to allow for private sector participation.

Position Held: General Counsel

Activities Performed: Drafting the bidding documents and negotiating the Concession Agreement.

Name of Assignment: Concession of the Lagos International Trade Fair

Year: 2006-2009

Location: Abuja and Lagos

Client: Bureau of Public Enterprises (BPE)

Main Project Features: Unbundling of the Trade Fair to allow for more private sector participation.

Position Held: General Counsel

Activities Performed: Drafting the bidding documents and negotiating the Concession Agreement.

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