



GOVERNMENT OF ANAMBRA STATE

FRILIA INVESTMENT APPROVAL PROCESS

ANAMBRA STATE INVESTMENT PROMOTION AND PROTECTION AGENCY

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1 GLOBAL MEMORANDUM OF UNDERSTANDING (GMOU) TOOLKITS

1.1 Introduction to GMOU Toolkit

The GMOU Toolkit offers legal guidelines and regulatory compliance related to land acquisition and the execution of agricultural and development activities crucial for the effective implementation of FRILIA.

1.2 Scope of the Toolkit

This toolkit works in conjunction with other FRILIA toolkits, such as:

- Environmental and Social Risk Management Toolkit
- Out-growers and Food Security Toolkit
- Land Access, Easement, and Involuntary Resettlement Management Toolkit
- Community Needs Assessment and Development Toolkit
- Grievance Redress Mechanism Toolkit

1.3 FRILIA Principles Relevant to the GMOU Toolkit

The GMOU Toolkit is aligned with several FRILIA principles:

- Investments should support and be in line with policy objectives, including eradicating poverty, ensuring food security, promoting sustainable land use, creating employment opportunities, and supporting local communities (FRILIA Principle 1.1).
- The project will seek to minimize or avoid land acquisition and its negative effects as much as possible (FRILIA Principle 1.3).
- Communities should have the opportunity and responsibility to make informed decisions about land availability (FRILIA Principle 1.6).
- Monitoring of investments should be conducted regularly (FRILIA Principle 1.7).
- Legal tenure rights should be safeguarded in all investments (FRILIA Principle 2.1).
- Identifying existing legitimate rights, whether formal or informal, and common property resources, must be carried out impartially and systematically (FRILIA Principle 2.2).
- Compensation standards must be disclosed and applied consistently across the project (FRILIA Principle 3.1).



- Fair compensation will be provided to replace assets of equal value and to cover necessary transitional costs before land is acquired or access is restricted (FRILIA Principle 3.3).
- Adequate measures will be taken to prevent environmental damage, or it will be mitigated appropriately (FRILIA Principle 4.1).
- Community, individual, and worker safety must be prioritized (FRILIA Principle 4.4).
- Workers should be treated fairly, with equal opportunities, and all forms of forced or child labour should be prevented (FRILIA Principle 4.5).
- Best practices must be followed when managing hazardous materials (FRILIA Principle 4.6).

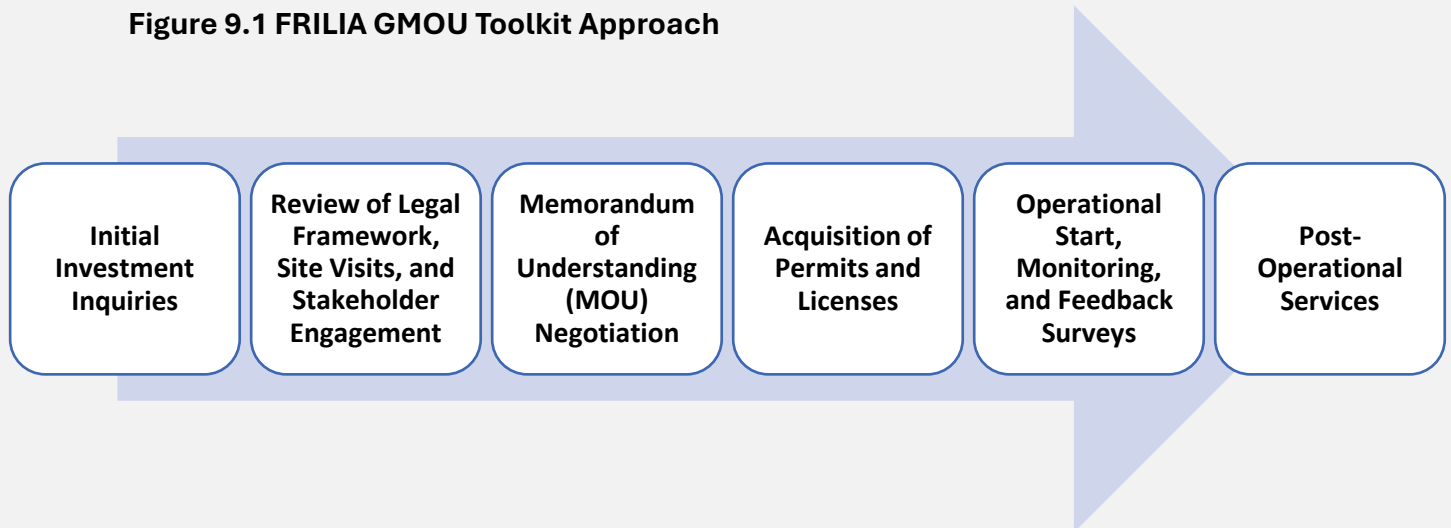
1.4 FRILIA GMOU TOOLKIT APPROACH

The GMOU Toolkit is applicable at the following stages of ANSIPPA's project investment process:

- **Stage 1: Initial Investment Inquiries:** This stage involves addressing inquiries about potential investments.
- **Stage 2: Review of Legal Framework, Site Visits, and Stakeholder Engagement:** This stage covers the legal framework review, necessary site assessments, and discussions with relevant government bodies.
- **Stage 3: Memorandum of Understanding (MOU) Negotiation:** At this stage, the parties engage in negotiations to establish the terms of the MOU.
- **Stage 4: Acquisition of Permits and Licenses:** In this phase, the necessary permits and licenses for the operational phase are obtained.
- **Stage 5: Operational Start, Monitoring, and Feedback Surveys:** This stage marks the commencement of operations, along with monitoring activities and feedback surveys.
- **Stage 6: Post-Operational Services:** After the operation phase, ANSIPPA provides post-operational services to ensure smooth ongoing operations.



Figure 9.1 FRILIA GMOU Toolkit Approach



1.5 GMOU Templates

- **GMOU Template 1:** Memorandum of Understanding between ANSG and Investor
- **GMOU Template 2:** Checklist for Human and Land-Related Rights, International Standards, and Best Practices
- **GMOU Template 3:** Procedure for Crop Registration in Nigeria
- **GMOU Template 4:** Checklist for License and Permit Compliance
- **GMOU Template 5:** List of Regulatory Bodies Involved
- **GMOU Template 6:** List of Agricultural Research Institutes in Nigeria
- **GMOU Template 7:** Memorandum of Understanding between Investors and Community Members for Community Development Project Implementation
- **GMOU Template 8:** Memorandum of Understanding between Investors and Out-Growers
- **GMOU Template 9:** Guidelines for Supply Contracting Agreement between Investors and Out-Growers
- **GMOU Template 10:** FRILIA Local Employment Guidelines

1.6 Sections of the Guide

1. **Responsibilities:** Clearly defining the roles and obligations of each party is vital in any collaboration. The MoU templates provide specific sections to outline the responsibilities of all involved parties—whether it's the state government, educational institutions, healthcare providers, or economic development partners. This ensures that everyone knows their duties, contributing to the effective execution of the project.



2. **Expectations:** The templates articulate the mutual expectations between collaborators, helping all parties align their objectives. This section ensures that the stakeholders understand the collaboration’s purpose and the desired impact, which is crucial for the project's success in Anambra State.
3. **Timelines:** Time is a crucial factor in project management. The MoU templates include sections for specifying project timelines, key milestones, and deadlines. This helps ensure that all parties are working in sync and that the project progresses efficiently towards its goals.

1.7 How to Use the Templates

- **Selection:** Choose the appropriate MoU template based on the type of collaboration, whether it’s a small or large-scale agricultural investment.
- **Customization:** Adapt the template to fit the specific details of the partnership, including names, addresses, and project-related information where necessary.
- **Legal Review:** Before finalizing the agreement, it is recommended to consult legal counsel to ensure that the terms comply with local regulations and sufficiently safeguard the interests of all parties.
- **Signing:** After customization and legal review, the MoU should be signed by the involved parties to formalize the collaboration. By using these MoU templates, Anambra State aims to create a transparent, accountable, and conducive environment for effective partnerships. The templates will strengthen global ties and accelerate progress toward the state's development objectives.

The MoU templates can be found in the Appendix.