

*Extraordinary*



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PRESIDENTIAL EXECUTIVE ORDER TO SAFEGUARD  
FEDERATION OIL AND GAS REVENUES AND PROVIDE  
REGULATORY CLARITY, 2026



ARRANGEMENT OF PARAGRAPHS

*Paragraph :*

1. Suspension of the collection of the Frontier Exploration Fund
2. Suspension of the payment of 30% management fee on profit oil and profit gas revenues to NNPC Limited
3. Suspension of the payment of the Gas Flare Penalty into the Midstream and Downstream Gas Infrastructure Fund
4. Constitution of a Joint Project Team to execute integrated petroleum operations
5. Implementation Committee
6. Effective date and implementation
7. Interpretation
8. Citation

**Order No. 9 of 2026**

**PRESIDENTIAL EXECUTIVE ORDER TO SAFEGUARD  
FEDERATION OIL AND GAS REVENUES AND PROVIDE  
REGULATORY CLARITY, 2026**

*[13th Day of February, 2026]*

Commence-  
ment.

WHEREAS, the 1999 Constitution of the Federal Republic of Nigeria (as altered) vests the ownership, entire property in, control of and derivative rights or interests in all minerals, mineral oils and natural gas in, under or upon any land in Nigeria or in, under and upon the territorial waters and Exclusive Economic Zone of Nigeria in the Governments of the Federation;

WHEREAS, by the provisions of the 1999 Constitution of the Federal Republic of Nigeria (as altered), the derivative rights and interest in the said minerals and mineral oils and natural gas including monies and revenues which accrue from any dealings in such property shall accrue to the Governments of the Federation and be paid into the Federation Account for distribution between the Federal, States and Local Governments on such terms and in such manner as may be prescribed by the National Assembly;

WHEREAS, the Petroleum Industry Act, 2021 was enacted with the broad objective of reforming the oil and gas sector for the purpose of ensuring transparency, efficiency, and accountability in the management of the petroleum resources of the nation and providing increased revenue for the Governments of the Federation;

WHEREAS, the current fiscal architecture under the Petroleum Industry Act has created opaque and structural channels through which substantial revenues of the Federation are diverted away from the Federation Account, notably at a time of mounting fiscal pressures and difficulties in the implementation of Federal and States' budgets;

WHEREAS, these deductions are inconsistent with the provisions of the 1999 Constitution of the Federal Republic of Nigeria (as altered) and unconstitutionally expropriate funds at the expense of the Federation which funds are otherwise due to the Federation Account for the benefit of all Nigerians;

WHEREAS, notwithstanding relatively stable production levels and market prices, the Federation has continued to experience a sustained decline in net oil revenue inflows, thereby depriving the Governments of the Federation of the funds to deliver essential public services to the citizens of Nigeria;

OBSERVING THAT the continuing decline in oil revenue inflows is largely attributable to the various off-budget allocations and deductions which are embedded in the Petroleum Industry Act as management fees and other sundry Funds;

NOTING THAT these fees and Funds are hugely duplicative and far exceed global benchmarks and thresholds, with the result that more than two-thirds of potential remittances are effectively diverted away from the Federation Account;

NOTING THAT issues of fragmented oversights, misalignment of governance responsibilities, and other regulatory impediments continue to hamper and undermine the realisation of the set objectives under the PIA and impact on remittances to the Federation Account;

WHEREAS, it is imperative to provide clarity and regulatory stability in the oil and gas sector by delineating the regulatory responsibilities between the Nigerian Upstream Petroleum Regulatory Commission (Commission) and the Nigerian Midstream and Downstream Petroleum Regulatory Authority (Authority) as it relates to integrated petroleum operations; and

CONSCIOUS of the need to reduce and correct inefficiencies and wastages in the management of oil and gas resources by eliminating all observed fiscal leakages (“Fiscal Directives”), as well as any administrative, operational and regulatory impediments to growth within the sector (“Regulatory Directives”), without compromising standards.

Now THEREFORE, pursuant to the powers conferred on me under section 3(1), (4) and (5) of the Petroleum Industry Act, 2021, and section 5 of the Constitution of the Federal Republic of Nigeria, 1999 (as altered), I, Bola Ahmed Tinubu, GCFR, President, Federal Republic of Nigeria, hereby order and make the following fiscal and regulatory directives —

Suspension  
of the  
collection of  
the Frontier  
Exploration  
Fund

1.—(1) NNPC Limited shall suspend the collection and management of the 30% of the profit oil and gas allocated to the Frontier Exploration Fund (FEF) managed by the Commission.

(2) NNPC Limited shall ensure that the 30% profit oil and gas from production sharing, profit sharing and risk service contracts currently earmarked for the FEF is henceforth transferred to the Federation Account.

- 2.—(1) The payment to NNPC Limited of the 30% on profit oil and profit gas revenues due to the Federation for the management of Production Sharing, Profit Sharing, and Risk Service Contracts is suspended with immediate effect.
- (2) NNPC Limited shall henceforth transfer all profit oil and profit gas revenues it received as concessionaire/government representative in production sharing, profit sharing and risk service contracts, to the Federation Account.
- (3) All operators/contractors of oil and gas assets held under production sharing contract shall, from the date of this Order, pay over the Royalty Oil, Tax Oil, Profit Oil, and Profit Gas and any other interest howsoever described which is due to the Government of the Federation directly and engross to the Federation Account.
- 3.—(1) The Commission shall from the date of this Order, pay the proceeds from all penalties imposed on operators for flaring gas, into the Federation Account and cease payment of such proceeds into the Midstream and Downstream Gas Infrastructure Fund (MDGIF).
- (2) All expenditure from the MDGIF shall be conducted in line with extant public procurement laws, policies and regulations.
- 4.—(1) The Commission shall serve as the interface with licensees and lessees in respect of integrated operations where upstream and midstream petroleum operations are fully combined.
- (2) The Commission and the Authority shall within two weeks of the coming into force of this Order, constitute a Joint Project Team responsible for technical regulation of integrated operations.
- (3) The Joint Project Team shall —
- (a) develop guidelines for the operation of integrated facilities;
  - (b) identify the appropriate licences, permits and fees applicable to each activity;
  - (c) facilitate information and data sharing to ensure a harmonised regulatory treatment of the integrated facility; and
  - (d) propose an appropriate framework for the allocation of regulatory fees between the Commission and Authority, based on the classification of activities and the agreed regulatory framework.

Suspension  
of the  
payment  
of 30%  
management  
fee on profit  
oil and profit  
gas revenues  
to NNPC  
Limited

Suspension  
of the  
payment  
of the Gas  
Flare  
Penalty  
into the  
Midstream  
and  
Downstream  
Gas  
Infrastructure  
Fund

Constitution  
of a Joint  
Project Team  
to execute  
integrated  
petroleum  
operations

Implementation Committee

(4) The Special Adviser to the President on Energy shall oversee the work of the Joint Project Team, including the development of the guidelines, the proposed allocation of regulatory fees, and the resolution of inter-agency issues arising from the regulation of integrated petroleum operations.

5.—(1) An Implementation Committee to oversee and ensure the effective and coordinated implementation of this Order is constituted.

(2) The implementation Committee shall comprise —

- (a) Minister of Finance and Coordinating Minister of the Economy;
- (b) Attorney-General of the Federation and Minister of Justice;
- (c) Minister of Budget and National Planning;
- (d) Minister of State Petroleum Resources (Oil);
- (e) Chairman, Nigeria Revenue Service;
- (f) Special Adviser to the President on Energy; and
- (g) Director-General, Budget Office of the Federation – to provide secretariat to the Committee.

(3) The Implementation Committee shall —

- (a) coordinate inter-ministerial and inter-agency actions required for the implementation of this Order;
- (b) monitor compliance with the provisions of this Order by relevant institutions and agencies; and
- (c) provide periodic implementation updates and recommendations to the President.

(4) All Ministries, Departments, Agencies, and Government-owned entities to which this Order applies shall cooperate fully with, and provide such information as may be required by the Implementation Committee for the purpose of carrying out its mandate.

Effective date and implementation

6. This Order shall take effect immediately.

Interpretation

7. In this Order —

“integrated operations” means petroleum operations that are integrated, such that they —

- (a) can demonstrate clear operational linkage between different stages, ensuring that each phase contributes directly to the exploration, production and ultimately export of unprocessed petroleum;
- (b) have all the operations located in a single place or a continuum or strategically clustered to support seamless integration of operations; and

(c) have common ownership and operatorship, but the following midstream facilities are excluded from being categorised as part of integrated operations—

- (i) Gas-to-Liquid (GTL) Plants,
- (ii) Liquefied Natural Gas (LNG) Plants,
- (iii) refineries,
- (iv) Petrochemical and Fertilizer Plants,
- (v) gas processing and central processing that refrigerates, conditions, due points and processes gas into marketable products such as lean gas, LPG, propane, butane and NGLs, and
- (vi) facilities to compress, transport and deliver compressed natural gas.

8. This Order may be cited as the Presidential Executive Order to Citation  
Safeguard Federation Oil and Gas Revenues and Provide Regulatory  
Clarity, 2026.

MADE at Abuja this 13th day of February, 2026.

BOLA AHMED TINUBU, *GCFR*  
*President, Federal Republic of Nigeria*