STATE ELECTRICITY REGULATORY BUREAU

Phase V, State Secretariat Complex, Ado-Ekiti, Ekiti Sate, Nigeria.
+234 902 513 5387 | Email: ekserb@ekitistate.gov.ng.

ORDER NO: EKSERB/2024/002

BEFORE THE EKITI STATE ELECTRICITY REGULATORY BUREAU ("THE BUREAU")

Interim EKSERB Order 2024/002 on Tariff Setting for Ekiti Customers Under BEDC and IBEDC Service Areas

Title

This regulatory instrument may be cited as the *Interim Order on Tariff Setting for Ekiti Customers Under BEDC and IBEDC Service Areas in Ekiti State.*

Context

1.   The Nigerian Electricity Regulatory Commission (NERC) periodically publishes Multi-Year Tariff Orders (MYTOs) specifying tariffs (in Naira per Kilowatt-hour or unit) which Electricity Distribution Companies (Discos) in the country can charge.

2.   The tariff is Disco-dependent, and is based on calculations that take into account such factors as Exchange Rate, Nigerian Inflation Rate, US Inflation Rate, Available Generation Capacity, Whole Gas to Power Costs, and Auxiliary Services, among others.

3.   The latest orders are

(i)   For Benin Electricity Distribution Company (BEDC), ORDER/NERC/2024/047, "May 2024 Supplementary Order to the

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Multi-Year Tariff Order - 2024 ("May 2024 Supplementary Order") for Benin Electricity Distribution Plc ("BEDC")."

(ii) For Ibadan Electricity Distribution Company IBEDC, ORDER/NERC/2024/050, "May 2024 Supplementary Order to the Multi-Year Tariff Order - 2024 ("May 2024 Supplementary Order") for Ibadan Electricity Distribution Plc ("IBEDC")

Both BEDC and IBEDC operate within Ekiti State territory.

4. In light of Order No:NERC/2024/041 (with reference to BEDC) and Order No:NERC/2024/042 (with reference to IBEDC) ceding regulatory oversight of the Electricity Market in Ekiti State from NERC to the Ekiti Electricity Regulatory Bureau effective May 1, 2024, it is conceivable that the expectation is that the State Bureau will be required to stipulate tariffs for Discos operating within its borders. This particular challenge will be taken up with time in light of the present dual-tiered electricity market.
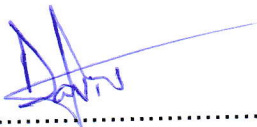
THE BUREAU HEREBY ORDERS as follows:
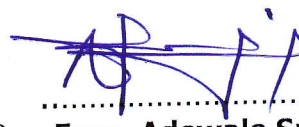By this Interim Order, Ekiti State Electricity Regulatory Bureau hereby:

1. Specifies that tariffs within the state shall henceforth conform with NERC-specified electricity tariffs until further notice, or until MYTO rates are abolished nationwide, whichever comes first.

2. EKSERB reserves the right to change these tariffs in tandem with NERC rates, or set its own rates in consultation with relevant parties.

3. The Service Delivery Commitments of Section 8; the Monitoring and Evaluation of Compliance to Service Commitment of Section 9; the Service Band Adjustment and Migration stipulation of Section 10; the Procurement of Embedded Generation of Section 11; the Remittance Obligation of Section 12, as well as the Waterfall of market revenues during the transitional period outlined Section 13 in the separate Orders stated above for both BEDC and IBEDC will continue to apply.

4. In addition, each Distribution Company shall electronically provide to EKSERB a daily log of the power (in Kilowatts or Megawatts) and the number of Hours of availability on all the Feeders in its Distribution network.

5.	The Distribution Company shall ensure that the minimum Band hours for any given band stipulated shall be delivered on a DAILY basis, and shall publish shortfalls on its website on a daily basis.

6.	For postpaid customers. shortfalls on any given day shall result in energy costs being calculated at the appropriate Band rate.

7.	For prepaid customers, shortfalls on any given day shall result in credits being given to them in the following month by calculating the energy to be paid at the appropriate Band rate.

8.	Failure to publish such shortfalls, to revise energy costs, or to credit customers accordingly, shall attract a sanction of equal to five times the total credit due.

Dated this 7th Day of June 2024.

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Engr. Dare Samson David *(MNSE,MIEE,C.ENG)*	**Engr. Adewale Sunday Adeniyi**
Executive Secretary	**Director SEMSD**