



**NIGERIAN ELECTRICITY REGULATORY COMMISSION
BEFORE THE NIGERIAN ELECTRICITY REGULATORY
COMMISSION**

**IN THE MATTER OF THE APPLICATION FOR DISTRIBUTION
LICENCE BY ABA POWER LIMITED**

ORDER FOR THE GRANT OF DISTRIBUTION LICENCE

UPON due consideration of the Legal, Technical and Financial Evaluation Report of the application filed on August 1st 2006 by Aba Power Limited for a distribution Licence to enable it distribute power to the ring-fenced residential and commercial customers operating at Aba, Abia State, and acting on the recommendation of the Legal Support and Licensing Division of NERC dated November 3rd 2006.

IT IS HEREBY ORDERED that a distribution licence be issued to Aba Power Limited to supply power to a ring-fenced area at Aba, Abia State subject to the payment of licence fee of US\$ 50,000 (Fifty Thousand US Dollars).

IT IS FURTHER ORDERED that the distribution Licence to Aba Power Limited shall be operated within the confines of the Agreement for distribution of power to ring-fenced residential and commercial customers at Aba, signed between Aba Power Limited on the one hand, and the Federal Government of Nigeria and NEPA, on the other hand.

IT IS FURTHER ORDERED that residential customers not on contract supply shall have no switching restrictions.

IT IS FURTHER ORDERED that the issuance of a distribution Licence to Aba Power Limited does not give the Company automatic

✓

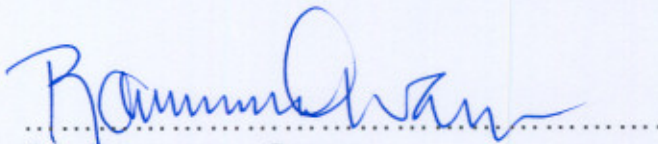
approval to contract with customers outside the approved ring-fenced area in view of the fact that the class of end-use customers that shall constitute "eligible customers" is yet to be defined.

IT IS FURTHER ORDERED that tariffs chargeable to captive customers shall be as approved by NERC.

IT IS FURTHER ORDERED that Aba Power Limited shall be governed by NERC Interim Affiliate Code of Conduct Regulations in its relationship with Geometric Aba Power Limited.

BY ORDER OF THE COMMISSION

Signed this 6th day of December 2006.



.....
Dr. Ransome Owan
Chairman/CEO