

PETROLEUM INDUSTRY ACT 2021

**THE FEDERAL REPUBLIC OF  
NIGERIA**



**ORIGINAL**

**PETROLEUM PROSPECTING LICENCE**





## THE FEDERAL REPUBLIC OF NIGERIA



**PETROLEUM PROSPECTING LICENCE No. 261**, granted pursuant to the Petroleum Industry Act, 2021

**THIS LICENCE** is granted on this *25<sup>th</sup>* day of *May*, 2023

By

**THE GOVERNMENT OF THE FEDERATION OF NIGERIA**, acting through the **Honourable Minister of Petroleum Resources** (or any person designated by the President of the Federal Republic of Nigeria as having responsibility for overseeing the petroleum industry), whose address is at NNPC Towers, Central Business District, FCT, Abuja (hereinafter referred to as the “**Government**”);

In favour of

**NIGERIAN NATIONAL PETROLEUM COMPANY LIMITED**, a company incorporated under the laws of the Federal Republic of Nigeria with RC No. 1843987, to replace the Nigerian National Petroleum Corporation in line with the provisions of the Petroleum Industry Act, 2021 whose registered address is at NNPC Towers, Herbert Macaulay Way, Central Business District, Abuja, Nigeria (hereinafter referred to as “**NNPC**”, which expression shall, where the context so admits include its successors-in-title and assigns);

**TOTAL ENERGIES UPSTREAM NIGERIA LIMITED**, a company incorporated under the laws of the Federal Republic of Nigeria with RC No. 321517, whose registered address is at Plot 247, Herbert Macaulay Way, Central Business District, Abuja, Nigeria (hereinafter referred to as “**TUPNI**”, which expression shall, where the context so admits include its successors-in-title and assigns);

**PRIME 130 NIGERIA LIMITED**, a company incorporated under the laws of the Federal Republic of Nigeria with RC No. 366209, whose registered address is at 5<sup>th</sup> floor, SAPETRO Towers, No. 1 Adeola Odeku Street, Victoria Island, Lagos, Nigeria (hereinafter referred to as “**PRIME 130**”, which expression shall, where the context so admits include its successors-in-title and assigns);

**SOUTH ATLANTIC PETROLEUM LIMITED**, a company incorporated under the laws of the Federal Republic of Nigeria with RC No. 284117, whose registered address is at 11<sup>th</sup> and 12<sup>th</sup> floors, SAPETRO Towers, No. 1 Adeola Odeku Street, Victoria Island, Lagos, Nigeria (hereinafter referred to as “**SAPETRO**”, which expression shall, where the context so admits include its successors-in-title and



assigns);

of the other part (each hereinafter also referred to as a “**Licensee**” and together as the “**Licensees**”).

**WHEREAS** the property and ownership of Petroleum within Nigeria, its territorial waters, continental shelf and exclusive economic zone is vested in the Government of the Federation of Nigeria.

**WHEREAS** under the Petroleum Industry Act 2021 (**Act**), the Minister of Petroleum Resources (**Minister**) is vested with the power to grant Petroleum Prospecting Licences on behalf of the Government; while the Nigerian Upstream Petroleum Regulatory Commission (**Commission**) is responsible for the technical and commercial regulation of the upstream petroleum industry in Nigeria, including the determination and recommendation of applicants who have fulfilled the conditions for the grant of upstream petroleum licences.

**WHEREAS** the Licensees, are concessionaires of OML 130 and have applied for an early renewal of the concession under Section 303(1) of the Act and the Commission has approved the renewal application and has entered into a Concession Contract with the Licensees in respect of PPL No. 261 derived from the concession area of the expiring OML 130, which is more particularly described in Schedule B (the “**Licence Area**”).

**WHEREAS** the Commission has recommended to the Minister that OML 130 be renewed and the Minister on behalf of the Government has accepted the Commission’s recommendation and has agreed to renew OML 130 and issue this Licence in respect of the Licence Area, based on the terms contained herein.

**AND WHEREAS** the Licensees have represented that they have the required financial capability, technical competence and resources necessary to continue to undertake Upstream Petroleum Operations within the Licence Area and have provided valuable consideration (the receipt whereof the Government hereby acknowledge) as renewal bonus and fulfilled all other statutory conditions as contained in the Act for the renewal of the Licence.

**NOW THEREFORE:**

1. In this Licence all capitalised words and expressions shall have the meanings assigned to them in the General Licence Conditions hereinafter attached as Schedule A.
2. The following documents shall be deemed to form and be read and construed as part of this Licence:
  - 2.1. **Schedule A** – General Licence Conditions
  - 2.2. **Schedule B** – Licence Area Description
  - 2.3. **Annexure 1** – Concession Contract
  - 2.4. **Annexure 2** – Work Programme
  - 2.5. **Annexure 3** – WP Performance Security



3. In consideration for the Licensees paying the Renewal Bonus to the Government, the Government as beneficial owner of any Petroleum within the Licence Area, hereby grants this Licence to the Licensees, subject to the Petroleum Industry Act, 2021 and any subsidiary legislation thereunder now in force or which may come into force during the continuance of this Licence, and also subject to the terms and conditions as contained in this Licence, its Schedules and Annexures, the following rights:

- 3.1. to carry out Petroleum Exploration Operations within the Licence Area on a non-exclusive basis;
- 3.2. to drill exploration and appraisal wells and undertake corresponding test production within the Licence Area on an exclusive basis;
- 3.3. to carry away and dispose of crude oil or natural gas won or extracted during the activities in 3.2 above.

4. The term of this Licence shall be five (5) years commencing from the 25<sup>th</sup> day of May 2023 (the “**Licence Commencement Date**”) and may be extended in accordance with the terms of the General Licence Conditions.

5. Consequent on the grant of the Licence, each Licensee’s participating interest under the Licence is as follows:

- 5.1. **NNPC** – 50%
- 5.2. **TUPNI** – 24%
- 5.3. **PRIME 130** – 16%
- 5.4. **SAPETRO** – 10%

6. Each Licensee hereby accepts the grant of the Licence and covenants to abide by the restrictions and conditions as contained in Schedule A and Annexure 1 as well as all legislations and directives pertaining to this Licence, both existing and issued by the Commission from time to time.



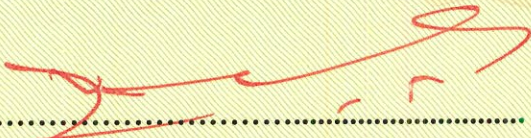
**IN WITNESS WHEREOF** the parties have executed and delivered this document the date and year first above written.

**SIGNED AND DELIVERED**



.....  
**HONOURABLE MINISTER OF PETROLEUM RESOURCES  
FOR AND ON BEHALF OF THE GOVERNMENT OF THE FEDERATION OF NIGERIA**

**IN THE PRESENCE OF:**



.....  
**ENGR. GBENGA KOMOLAFE FNSE  
COMMISSION CHIEF EXECUTIVE  
THE NIGERIAN UPSTREAM PETROLEUM REGULATORY COMMISSION**

**ACCEPTED BY THE WITHIN NAMED LICENSEES**

**NIGERIAN NATIONAL PETROLEUM COMPANY LIMITED**  
Acting by




.....  
**Director** *Mele Nyari*



.....  
**Director/Secretary** *Umar Ajiya*

**TOTAL ENERGIES UPSTREAM NIGERIA LIMITED**  
Acting by



.....  
**Director** MIKE SANGSTER



.....  
**Director/Secretary** YAKUBU BELGORE



**PRIME 130 NIGERIA LIMITED**

Acting by



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Director EMEKA PHIL-EBSSIE



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Director/Secretary OLU BUSOLA OBEBE

**SOUTH ATLANTIC PETROLEUM LIMITED**

Acting by

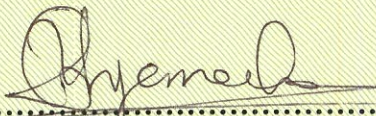


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pp Director SILAS GARBA

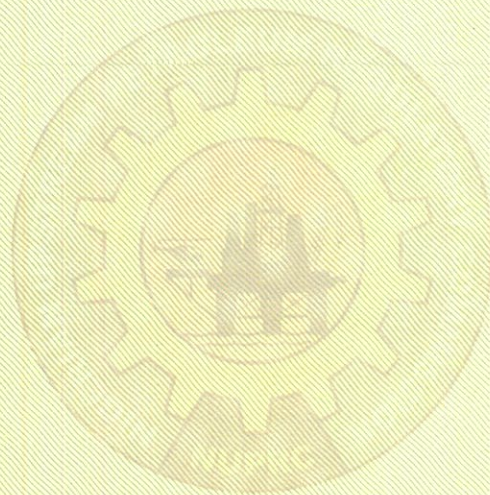


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Director/Secretary  
NGODI AUGUSTA CHIBOTWU

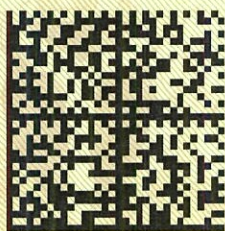
**AUTHENTICATED BY THE NIGERIAN UPSTREAM PETROLEUM REGULATORY  
COMMISSION THIS 25<sup>TH</sup> DAY OF MAY 2023**



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**OLAYEMI ANYANECHI  
COMMISSION SECRETARY AND LEGAL ADVISER  
NIGERIAN UPSTREAM PETROLEUM REGULATORY COMMISSION**







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**SCAN**