

Extraordinary



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The following is published as supplement to this *Gazette* :

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**PRESIDENTIAL EXECUTIVE ORDER TO INCREASE LOCAL
PRODUCTION OF HEALTHCARE PRODUCTS, REDUCE COST OF
HEALTHCARE EQUIPMENT AND CONSUMABLES, AND
PROMOTE LOCAL INVESTMENTS, 2024**



ARRANGEMENT OF PARAGRAPHS

Paragraph :

1. Zero tariffs and excise duties on pharmaceutical machinery, equipment, goods and accessories
2. Special waivers on all Active Pharmaceutical Ingredients, Excipients, etc.
3. Market shaping
- 4. Regulatory harmonisation and expedited approvals
5. Implementation
6. Duration
7. Effective date
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SCHEDULE

S. I. No. 17 of 2024**PRESIDENTIAL EXECUTIVE ORDER TO INCREASE LOCAL PRODUCTION OF HEALTHCARE PRODUCTS, REDUCE COST OF HEALTHCARE EQUIPMENT AND CONSUMABLES, AND PROMOTE LOCAL INVESTMENTS, 2024**

[11th Day of October, 2024]

WHEREAS, the Nigerian health sector has been experiencing significant challenges in the past decades, arising from underinvestment, poor implementation of policies and challenging regulatory environment, which have continued to impact negatively on healthcare infrastructures, services and the local production of healthcare products;

WHEREAS, these challenges have occasioned multiple divestments from industries in the sector, discontinuation of pharmaceuticals and medical devices product lines, and shutdown of operations, which have ultimately resulted in high cost of essential pharmaceuticals and medical products, and deteriorating healthcare delivery services in Nigeria;

WHEREAS, the Federal Government of Nigeria is determined to reverse this trend and is desirous of initiating new policy measures aimed at encouraging the growth of the sector through fiscal and non-fiscal incentives, in order to significantly reduce operational costs, encourage local production of essential pharmaceuticals and medical products, boost investments and foster industry growth and competitiveness;

COGNIZANT of the existing special corridor for the expedited clearance of healthcare imports as contained in the extant Resolution and Memorandum of Understanding between the World Health Organisation and the World Customs Organisation in the aftermath of the Covid 19 pandemic, as well as other relevant bilateral and multilateral platforms and international standards designating health sector imports as critical priority deserving of incentives;

ACKNOWLEDGING the urgent need to activate and leverage the existing special corridor, and for relevant regulatory agencies in Nigeria to implement standards for harmonised and expedited approval processes for local manufacturers of essential drugs and medical devices, and for the movement of essential pharmaceuticals and medical products through a streamlined supply chain; and

WHEREAS, the Federal Government of Nigeria is determined to meet the healthcare needs of the rapidly growing Nigerian population, and is desirous of removing all identified administrative, fiscal, operational and regulatory bottlenecks within the sector, in the immediate, medium and long term, without compromising on safety and efficacy standards.

NOW THEREFORE, pursuant to the powers conferred on me under section 13(1) of the Customs, Excise, Tariff, Etc. (Consolidation) Act, Cap C49, Laws of the Federation of Nigeria, 2004 (as amended), 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 as follows –

Zero tariffs and excise duties on pharmaceutical machinery, equipment, goods and accessories

1. The pharmaceutical goods and items with the HS Codes specified in the Schedule to this Order shall be exempt from all tariffs and excise duties, subject to such conditions as may be prescribed in a Harmonised Implementation Framework made pursuant to this Order.

Special waivers on all Active Pharmaceutical Ingredients, Excipients, etc.

2.—(1) Subject to conditions as may be prescribed in a Harmonised Implementation Framework made pursuant to this Order, special waivers, by way of zero tariffs, excise duties, and Value Added Tax (VAT) shall apply to —

(a) Active Pharmaceutical Ingredients (API), excipients, and other pharmaceutical and life science raw materials for essential medicines, including antibiotics, anti-viral, anti-parasitic, anti-hypertensive, anti-diabetic and oncology drugs ; and

(b) raw materials and machinery for manufacturing Long-lasting Insecticidal Nets (LLINs), Rapid Diagnostic Kits and reagents.

(2) Existing fiscal policies for all other pharmaceutical raw materials shall be sustained and implemented.

Market shaping

3. Framework contracts and volume guarantees shall be established to shape the market and support local manufacturing of healthcare products.

Regulatory harmonisation and expedited approvals

4. The Minister shall collaborate with the Ministers responsible for —

(a) Finance ; and

(b) Industry, Trade and Investment,

to develop, within 30 days of the effective date, a Harmonised Implementation Framework to guide relevant agencies in the operationalisation and implementation of this Order.

Implementation

5. The Nigeria Customs Service, the National Agency for Food and Drug Administration and Control, the Standards Organization of Nigeria, the Federal Inland Revenue Service, and other relevant agencies shall comply with this Order and ensure expedited implementation of the Harmonised Implementation Framework made pursuant to this Order.

6. The exemptions and special waivers granted under this Order shall be for a period of two years starting from the effective date.

Duration

7. This Order shall take effect immediately.

Effective date and implementation

8. In this Order –
“*HS Code*” means the Harmonised System Codes as may be revised from time to time ; and
“*Minister*” means Honourable Minister responsible for Health and Social Welfare.

Interpretation

9. This Order may be cited as the Presidential Executive Order to Increase Local Production of Healthcare Products, Reduce Cost of Healthcare Equipment and Consumables, and Promote Local Investments, 2024.

Citation

DATED this day of, 2024.

BOLA AHMED TINUBU, GCFR
President, Federal Republic of Nigeria

SCHEDULE

EXEMPTED PHARMACEUTICAL GOODS AND ITEMS WITH HS CODES

[Paragraph 1]

<i>S/N</i>	<i>PART DESCRIPTION</i>	<i>HTS/HS CODE</i>	<i>SPECIFICATION</i>	<i>DESCRIPTION</i>
1.	PE medical grade	3901200000	(HDPE)2600J	Polyethylene having specific gravity of 0.94 or more
2.	PP medical grade	3901200000	(PP) PG 835 MO	Polypropylene
3.	PP medical grade		(PP RF) 825 MO/5090T	Polypropylene
4.	Hypodermic needles	9018320000	21G x 1.5"	Tubular metal needles and needles for sutures
5.	Hypodermic needles		23G x 1.25"	Tubular metal needles and needles for sutures
6.	Hypodermic needles		23G x 1"	Tubular metal needles and needles for sutures
7.	K1 gasket 0.5ml	4014909000	Isoprene material, latex free	Other (Other pharmaceutical articles of rubbernes)
8.	XPA	3920101000	0.09*350*415, 90 GSM	Other plates, sheets, film, foil and strip, of polymers of ethylene Not printed
9.	XPA		0.1*350*415, 100GSM	Other plates, sheets, film, foil and strip, of polymers of ethylene Not printed
10.	Paper foil	4823900000	0.072*350*415,63GSM	Other paper, paper board, cellulose wading and other
11.	Paper foil		0.08*350*415,63GSM	Other paper, paper board, cellulose wading and other
12.	HIV 1/2 kit and plastic cassette	3002120090	N/A	N/A
13.	Uncut sheet for lateral flow	2525100050	N/A	N/A
14.	Foil bag	7607110090	N/A	N/A
15.	Dropper bottle	3926909910	N/A	N/A
16.	Kit box	2525100050	N/A	N/A
17.	Insert	4901100040	N/A	N/A
18.	Transfer loop and Bandaid	3926909910	N/A	N/A

<i>S/N</i>	<i>Part Description</i>	<i>HTS/HS Code</i>	<i>Specification</i>	<i>Description</i>
19.	Lancet	3915900090	N/A	N/A
20.	Desiccant	2811225000	N/A	N/A
21.	Buffer	3822190030	N/A	N/A
22.	Mosquito Net	63049110	Long-lasting Insecticidal Nets (LLINs)	Permanent Dual Rect. 100D 190x180x150 cm, White 6 HOOKS & *200CM STD BAG BALE OF 50 STD LABEL
23.	Netting	58941099	Impregnated Netting	Impregnated netting 100% polyester, 100D/48F for making mosquito nets