

### The States' Fiscal Transparency, Accountability and Sustainability (SFTAS) Program for Results

2019 Annual Performance Assessment (APA) Report

## **KANO STATE**

By:

The Office of the Auditor General for the Federation as the SFTAS Independent Verification Agent with support from JK Consulting Co. Ltd



November 2020

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## **1** Executive Summary

This Report details the outcome of the Annual Performance Assessment (APA) conducted on Kano State for the second (2019) year of the four-year SFTAS Program. In conducting the APA, the verification team assessed how the State performed against the Disbursement Linked Results (DLRs) listed within the SFTAS DLI Matrix, guidelines and verification protocol.

**Table 1** (below) reflects the outcome of the 2019 APA for Kano State and shows areas where the State achieved results.In total, Kano State achieved **2 (two)** DLRs out of 15 DLRs applicable to 2019.

We further identified several areas where the State can improve its performance for the next APA, and these are set out in detail within Section 3 of this report. In summary, the State should do the following:

- <u>DLR 1.1:</u> Budget implementation reports should include, at a minimum, the approved budget appropriation for the year for each organizational unit (MDAs), and for each of the core economic classifications of expenditure (Personnel, Overheads, Capital, and Other expenditures). It should also state balances against each of the revenue and expenditure appropriations. The balances should also be provided on a consolidated basis across the four (4) expenditure classifications.
- 2. <u>DLR 1.2</u>: Expenditure outturn deviation is reduced to a level within the annual requirements for this result.
- 3. <u>DLR 2.1:</u> Conduct public consultation on the proposed budget with the participation of Local Government Authorities and State based CSOs. The minutes of the consultation should be jointly prepared and signed with the CSOs representatives and be posted on the States' website with the proposed budget.
- 4. <u>DLR 2.2</u>: Prepare and publish online the Citizens Budget before the due date.
- 5. <u>DLR 3.0</u>: Develop a functional State-level TSA where all Government revenues (IGRs ad FAAC) are credited before expenditure. Formally approve a cash management strategy. Increase the percentage of State Government finances flowing through the TSA to at the least the minimum required to achieve this result.
- <u>DLR 4.1</u>: Enact the Revenue Law (alongside with the revenue code). The revenue law should clearly state the sources of the revenues, (including the Local Governments sources). The enacted revenue law and code should be published online.
- 7. <u>DLR 4.2</u>: Increase IGR to achieve a minimum of 20% nominal annual growth rate.
- 8. <u>DLR 5.1</u>: Ensure the biometric data of all the State's civil servants and pensioners is captured and linked with the State's payroll to reduce fraud.
- 9. <u>DLR 5.2</u>: The BVN data of all Civil servants and Pensioners is linked to the State's payroll to address payroll fraud.
- 10. <u>DLR 6.1</u>: Enact the Procurement Law that comply fully with the provision for the establishment of an independent Procurement Regulatory Agency in accordance with the UNCITRAL Model Law.
- 11. <u>DLR 6.2</u>: Publish contract award information, above the set threshold, and on a monthly basis in OCDS format on the State's website.
- 12. <u>DLR 7.1</u>: Enact the Fiscal Responsibility law and/or State Debt Management Law to provide for the responsibilities for contracting state debts, recording and reporting state debts, to establish fiscal and debt rules/limits.
- 13. <u>DLR 8</u>: A Domestic Arrears Clearance Framework (ACF) is established and an internal domestic arrears database with relevant balances placed online through a publicly accessible portal. Domestic arrears are cleared year on year to achieve total reductions in arrears in line with the targets set for this DLR.

Furthermore, we noted the debt stock stated in the Federal DMO State Domestic and External Debt Report is higher by N33,942,323,565 than the debt stock stated in the audited financial statement. This represents a 24.75% difference.

#### Table 1: Assessment Results

Key: Achieved	Not Achieved Previously Achieved				
Disbursement Linked Indicators	Disbursement Linked Results	Results	Remarks		
<b>DLI 1:</b> Improved financial reporting and budget reliability	DLR 1.1: FY19 quarterly budget implementation reports published on average within 6 weeks of quarter-end to enable timely budget management		The State published the report on average 37.9 weeks after the quarter end.		
	DLR 1.2: FY19 deviation for total budget expenditure is < 25%		Budget deviation was 40.11 %.		
<b>DLI 2:</b> Increased openness and citizens' engagement in the	DLR 2.1: Citizens' inputs from formal public consultations are published online, along with the proposed FY2020 budget.		The minutes of meeting was not jointly signed by CSO representatives.		
budget process	DLR 2.2: Citizens' budget based on approved FY19 State budget published online by end April 2019.		The date of publication could not be ascertained.		
DLI 3: Improved cash management and reduced revenue leakages through implementation of State TSA	DLR 3: TSA, based on a formally approved cash management strategy, established and functional, and covering a minimum of 60 percent of state government finances implementation of State TSA		The State does not have a Cash Management Strategy.		
<b>DLI 4:</b> Strengthened Internally Generated Revenue (IGR) collection	DLR 4.1: State implementing a consolidated state revenue code covering all state IGR sources and stipulating that the state bureau of internal revenue is the sole agency responsible for state revenue collection and accounting. Code must be approved by the state legislature and published		The Revenue code has not been approved by the State House of Assembly		
	DLR 4.2: 2019-2018 annual nominal IGR growth rate meets target: -Basic target: 20%-39%, Stretch target: 40% or more		IGR nominal Growth Rate was 8%.		
DLI 5: Biometric registration and Bank Verification Number (BVN) used to reduce	DLR 5.1: Biometric capture of at least 75 percent of current civil servants and pensioners completed and linked to payroll, and identified ghost workers taken off the payroll		The State has not conducted a Biometric exercise.		
payroll fraud	DLR 5.2: Link BVN data to at least 75 percent of current civil servants and pensioners on the payroll and payroll fraud addressed	the payroll and payroll 69.25% of B civil servant pensioners			
<b>DLI 6:</b> Improved procurement practices for increased transparency and value for money	DLR 6.1: Existence of public procurement legal framework and procurement regulatory agency. Said legal framework should conform with the UNCITRAL Model Law and provide for: 1) E-Procurement; 2) Establishment of an independent procurement regulatory agency; and 3) Cover all MDAs receiving funds from the state budget.		A procurement law has not been amended.		
	DLR 6.2: Publish contract award information above a threshold set out in the Operations Manual for 2019 on a monthly basis in OCDS format on the state website		There was no publication of contract award information online.		

Disbursement Linked Indicators	Disbursement Linked Results	Results	Remarks
<b>DLI 7:</b> Strengthened public debt management and fiscal responsibility framework	DLR 7.1: State implementing state-level debt legislation, which stipulates: 1) responsibilities for contracting state debt; 2) responsibilities for recording/reporting state debt; and 3) fiscal and debt rules/limits.		The Debt law has not been amended.
	DLR 7.2: Quarterly state debt reports accepted by the DMO on average two months or less after the end of the quarter in 2019		The quarterly SDDRs were accepted by the DMO within 5.8 weeks average after the end of each quarter.
DLI 8: Improved clearance/reduction of stock of domestic expenditure arrears	DLR 8: Domestic arrears as of end 2019 reported in an online publicly accessible database, with a verification process in place and an arrears clearance framework established <b>and</b> Percentage decline in the verified stock of domestic arrears at end 2019 compared to end 2018 meets target and is consistent with the state's arrears clearance framework.		The State has no Arrears Clearance Framework and has not established Internal Domestic Arrears Database
<b>DLI 9:</b> Improved debt sustainability	Total debt stock at end of December 2019 as a share of total revenue for FY2019 meets target: Basic target: < 140%, Stretch target: < 115%. <b>and</b> Average monthly debt service deduction is < 40% of gross FAAC allocation for FY2019.	Stretch target achieved	Monthly debt service deduction is 8.1% of Gross FAAC. Total Debt Stock to Revenue is 92.33%

The Office of the Auditor-General for the Federation as Independent Verification Agent and JK Consulting Co. Ltd agree on all the results shown in this report.

## 2. Introduction

#### 2.1 Overview

The Federal Government of Nigeria is implementing a four-year program to support Nigerian States to strengthen fiscal performance and sustainability: The State Fiscal Transparency, Accountability and Sustainability (SFTAS) Program for Results ("The Program"). In each of the four years, the Program will finance activities under two components: (i) a Program for Results (PforR) component in the amount of US\$700 million and (ii) a Technical Assistance (TA) component in the amount of US\$50 million. All States are able to participate in the Program in each of the four years and benefit from the PforR funds by meeting set Eligibility Criteria and any or all the indicators of fiscal transparency, accountability and sustainability.

The Auditor-General for the Federation was appointed as the Independent Verification Agent (IVA) for the SFTAS Programme and JK Consulting Co. Ltd was subsequently engaged to support the IVA. Both parties have worked together to assess the performance of the State against the Disbursement Linked Results (DLRs) for 2019. To ensure a high-quality assessment, the IVA engaged the services of experts in Taxation, Procurement and Debt Management laws to review the legislation in place for each State.

#### 2.2 Scope

This Annual Performance Assessment (APA) Report covers the State's performance in 2019 against the Disbursement Linked Results (DLRs) listed within the SFTAS DLI Matrix, guidelines and verification protocol. Each State was earlier assessed against the Eligibility Criteria set in the protocol, to determine the state's eligibility for grants under the 2019 APA. The results of the eligibility assessment were reported previously to each state, and are included in Appendix A.

The verification protocol was set early in the preparation for the Program and all States, implementing agencies and other key stakeholders have been continuously sensitised on the requirements of the program and on the protocol for 2019. The assessment results are binary (Pass or Fail), as that is how the Program for Results was designed.

In advance of the performance assessments, all States were provided with the detailed information requirements for the assessments, a proposed itinerary for the assessment visit and a template with which to report the results achieved. The assessments were conducted between 30/08/2020 and 05/09/2020 with a team of four persons, starting with an opening meeting where all the information requested were handed over. The visit was concluded with an exit meeting where the initial findings were discussed, and the State was given further opportunity to provide clarifications and/additional information.

The draft conclusions from the work done were reported to the State and this final report takes account of the State's comments on the draft results, as shown in Section 4.

The Office of the Auditor-General for the Federation and JK Consulting Co. Ltd are grateful to the States for the cooperation enjoyed during the assessment and hope the recommendations within this Report are found valuable towards achieving the DLRs in the remaining years of the Program.

## 3. Assessment Results

#### 3.1 Findings

#### Table 2: Findings

Disbu	rsement Linked Indicators (DLIs) and Tests			Fin	dings				Conclusion	Recommendations
	Improved Financial Reporting and eting Reliability									
DLR 1.1	Financial Year [2019] quarterly budget implementation reports published on average within [6 weeks] of each quarter-end to enable timely budget management								Not Achieved	
1	Has the State published its quarterly budget implementation report to the State official website on average within six weeks of the end of each quarter?		comput	budget implem v.kanobudget.o ATION OF AVERAG RTERLY BUDGET IN	rg as fol	OR PUBLIC	CATION OF	d	Unsatisfactory	The State should ensure all quarterly implementation reports are published within six weeks of the
			QUARTER	DATE OF PUBLICATION	DAYS	WEEKS	AVERAGE			end of each quarter
			Q1	February 27, 2020	333	47.6				
			Q2	February 25, 2020	240	34.3				
			Q3	July 22, 2020	296	42.3				
			Q4	July 9, 2020	191	27.3				
			TOTAL		1060	151.5	37.9			
		Avera	age week	for the online p <u>47.6+34.3</u>			nputed belo	w:		
				4 Average = <u>37.</u>		s (265.1 (	days)			

	Disbursement Linked Indicators (DLIs) and Tests Findings		Conclusion	Recommendations
2	Do the reports each include, at a minimum, the approved original AND revised (if applicable) budget appropriation for the year against each organizational units (MDAs) for each of the core economic classification of expenditures (Personnel, Overheads, Capital, and others), the actual expenditures for the quarter attributed to each as well as the cumulative expenditures for year to date, and balances against each of the revenue and expenditure appropriations.	The IVA team downloaded the quarterly budget Implementation Reports for all four quarters of the year 2019 and obtained evidence of a time stamp of the publications. From the review of the Quarterly Budget Implementation reports downloaded from the State's website on www.kanobudget.org we observed following: (a) The Budget Implementation Reports include the approved budget appropriation for the year against each organizational unit (MDAs) for each of the core economic classification of expenditures. (b) The Budget Implementation Reports for Q1 include the actual expenditures for the quarter attributed to each as well as the cumulative expenditures for year 2019, while Q2 -Q4 do not. (c) The Budget Implementation Reports include the balances against each of the revenue and expenditure appropriations. (d) The State does not have an amended/revised budget or passed supplementary budgets, so the 2019 budget is the basis of the reports. The reports include the approved budget appropriation for the year for each of the core economic classification of expenditures (Personnel, Overheads, Capital, and others); the actual expenditures for the quarter and the balances against each of the revenue and expenditure appropriations. Upon review of the State's Budget Performance reports, they did not state the actual expenditures for each quarter attributed to each MDA and each expenditure classification as well as the cumulative expenditures for the year to date.	Unsatisfactory Unsatisfactory	Recommendations         The State should         ensure that the         Budget         Implementation         Reports include the         actual expenditures         for the quarter         attributed to each         MDA and core         economic         classification as well as         the cumulative         expenditures for year         to date.         The State should         ensure the reports         state the actual         expenditures to each         MDA and each

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Dichur	reamont Linked Indicators (DLIs) and Tests							
Disbur	sement Linked Indicators (DLIs) and Tests			Findings			Conclusion	Recommendations expenditures for the year to date.
4	Does the report State balances against each of the revenue and expenditure appropriations with balances provided on a consolidated basis across the four (4) expenditure classifications and 'Other Expenditures' which will include debt servicing, and transfers, or other expenditures not attributable to any of the other three (3) expenditure classifications?	Perf agai with	ormance repo nst each of the balances prov	ner reviewed the Sta rts and noted they s e revenue and exper vided on a consolida re classifications.	tated the balances diture appropriation		Satisfactory	
DLR	FY [2019] deviation from total budget						Not Achieved	
1.2	expenditure is less than 25%							
1	Has the State computed the difference between the original approved total	The State computed the budget deviation for 2019 to be					Unsatisfactory	The State should prepare achievable
	budgeted expenditure for the	40.11%						budgets and reduce
	fiscal/calendar year and the actual total	The	IVA computed	the budget deviatio	on for this APA vear	as		the budget deviation
	budgeted expenditure in the		ed below:					to a level below the
	fiscal/calendar year, divided by the	I. Us	ing accrual ba	sis				limits set for the
	original approved total budgeted expenditure, and expressed in positive		Calculat	tion of Expenditure Outt	urn Deviation			result.
	percentage terms?		Classification	Original Budgeted	Actual Outturn			
			classification	N	N			
	Is the expenditure outturn deviation		Capital	133,920,140,513	31,289,962,000.00			
	computed less than 25%		Recurrent:	86,050,835,496	100,0448,209,000			
			Personnel	58,986,212,800	58,082,018,000.00			
			Other recurrent	27,064,622,696	42,366,191,000.00			
			Total	219,970,976,009.00	131,738,171,000.00			

Disbur	sement Linked Indicators (DLIs) and Tests	Findings	Conclusion	Recommendations
		★219,970,976,009.00 - ★131,738,171,000.00 x100 ★219,970,976,009.00 = 40.11% The budget performance deviation is 40.11% Source: 2019 Audited Financial Statement Pg. 14 and Approved Budget Pg. 1.		
	Increased Openness and Citizens' Engagem Budget Process	ent		
DLR 2.1	Citizens' inputs from formal public consultations are published online, along with the proposed FY [2020] budget		Not Achieved	
1	Did the State conduct at least one "town-hall" consultation before the proposed budget is drafted with participation of local government authorities and State-based CSOs?	<ul> <li>Report of "town hall" consultation on the proposed budget and attendant list were obtained and reviewed. The following were found:</li> <li>a) Only the representative of Rano LGA was in attendance.</li> <li>b) The CSOs representatives in attendance include Kano Budget Group (KNBG), Bunkure Development Association (BUDA), Kano Community Development Association (KACODA), Gaya Education Development Association (GEDA), Youth led organization located at KOFA village of Bebeji LGA called KOFA YOUTH, Garun Malam Youth Progressive Movement (GYPM), and others.</li> <li>c) The source of information on which the team based its conclusion was signed minutes of meeting, and signed attendance at the meeting.</li> <li>d) The Public Consultation was held on October 1, 2019 at Rano Emirate.</li> <li>e) 10 attendees were called through the telephone numbers stated in the attendance list to confirm their</li> </ul>	Satisfactory	

Disbur	sement Linked Indicators (DLIs) and Tests	Findings	Conclusion	Recommendations
		<ul> <li>attendance at the public consultation. Their responses were satisfactory.</li> <li>f) The proposed budget was published on February 25, 2020.</li> <li>g) The public consultation was done before the proposed budget was drafted.</li> </ul>		
2	Were the minutes of the public consultations jointly prepared with CSO representatives (shown by their signature to the minutes) and posted on the official State website, alongside the proposed annual budget on or before 31 January 2020 to enable citizens to find the inputs easily?	<ul> <li>a) The minutes of the public consultation was not signed.</li> <li>b) The title of the minute is REPORT ON TOWN HALL MEETING dated October 1, 2019.</li> <li>c) The proposed budget was published online on 25<sup>th</sup> February 2020, after the 31<sup>st</sup> January 2020 deadline.</li> <li>d) The weblink to the publication is <u>www.kanobudget.org</u></li> <li>e) Also see Appendix A for weblinks to the proposed/final budget</li> </ul>	Unsatisfactory	The minutes of the public consultation should be signed by the CSOs in attendance.
DLR 2.2 New	Citizens' budget based on approved FY19 State budget published online by end April 2019.			
1 New	Has the State published online, on the State website(s) a Citizens Budget based on the approved FY19 state budget not later than 30 April 2019?	The publication date could not be ascertained as the document was uploaded in a word format. The IT staff for the State also could not confirm the publication date.	Unsatisfactory	The State should ensure they publish online, on the State website the citizens' budget by no later than 30 April.
2 New	Is the Citizens Budget a comprehensible (to citizens) summary of the approved FY19 state budget?	<ul> <li>The IVA confirmed that the Citizen's budget is comprehensible (to citizens) but it is not a summary of the approved FY19 State budget.</li> <li>It includes the 4 out 5 key budget information from the original budget, as seen below: <ol> <li>A simple explanation of the annual budget/citizen's budget.</li> <li>Breakdown of revenues and expenditures.</li> <li>Sectoral Allocation (MDAs by MDAs).</li> <li>Top Projects to be financed.</li> </ol> </li> </ul>	Unsatisfactory	The State should ensure that Citizens budget is consistent with the approved budget

Disbur	sement Linked Indicators (DLIs) and Tests		F	indings		Conclusion	Recommendations
		v. No budget deficit The Citizens budget is not consistent with the approved FY19 State budget. The areas of inconsistency are stated below: COMPARISM BETWEEN CITIZENS BUDGET & APPROVED BUDGET 2019					Recommendations
		BUDGET	CITIZENS BUDGET	APPROVED	VARIATION		
		ITEMS PERSONEL	61,550,000,000.00	BUDGET 58,855,512,800.00	2,694,487,200.00		
		OVERHEAD	24,500,000,000.00	21,015,216,517.00	3,484,783,483.00		
		LOAN	48,020,000,000.00	28,017,500,000.00	20,002,500,000.00		
		TOTAL			26,181,770,683.00		
	mproved Cash Management and reduced I	Revenue					
Leakag DLR	es through Implementation of State TSA					Not Achieved	
3.0	Improved cash management and reduced revenue leakages through implementation of State TSA					Not Achieved	
1	Has the State established a functional State-level TSA?	b. The State Account nar	operates one a	ocation Account	FCMB Kano State (FAA	Satisfactory C)	
2	Is there a formally approved cash management strategy in place? The Strategy should cover the processes through which the State Ministry of Finance or Budgets/Economic Planning is able to forecast cash commitments and requirements and provide reliable information on the availability of funds.	The State do	es not have a c	ash manageme	nt strategy.	Unsatisfactory	The State should implement an approved cash management strategy which covers the processes through which the State is able to forecast cash commitments and requirements and provide reliable information on the availability of funds.

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Disbu	ursement Linked Indicators (DLIs) and Tests	Findings					Conclusion	Recommendations
3	Does the TSA have a system of cash management that allows for a central view of cash balances in bank accounts on a single electronic dashboard (based on the approved cash management strategy)?	The State does not have a computer application where the State can view the cash balances in the bank account.					Unsatisfactory	The State should establish a cash management system that allows for a central view of cash balances in bank accounts on a single electronic dashboard.
4	Does the TSA have one consolidated revenue treasury account for State revenues? Revenues collected by MDAs such as service fees no longer sit in individual MDA accounts at different commercial banks but are brought into the consolidated revenue account as part of the TSA.	FCM (FAA a) A b) A c	<ul> <li>The State has a functional State TSA which is domiciled with FCMB, Account name: Federal Allocation Account Kano State (FAAC) Account number: 4968083022</li> <li>a) All government monies go through the account</li> <li>b) All government monies do not sit in the other revenue collecting banks.</li> <li>c) The FCMB TSA bank Statement was obtained.</li> </ul>					
5	Does the TSA cover a minimum of 60% of the State Government's finances?	TSA and o	account agains outflows as co	the total cash inflo st the total governn ntained in the Cash s stated below:	nent finances inflow	VS	Satisfactory	
				INFLOW	OUTFLOW			
		TSA BANK STATEMENT         118,569,692,425.79         114,918,808,239.46           GOVERNMENT FINANCES*         136,087,640,000.00         131,738,172,000.00           PERCENTAGE         87.%         87%						
				ntage of cash flow i <u>87% + 87%</u> 2 <b>= 87%</b> 7% of the State's fir				

Disbu	rsement Linked Indicators (DLIs) and Tests	Findings	Conclusion	Recommendations
		*Sources: 2019 Audited Financial Statement (Cash flow Statement) Pg.11 & 12 and the TSA Statement from FCMB for Jan – Dec 2019.		
DLI 4: Collec	Strengthened Internally Generated Revenu	e (IGR)		
DLR 4.1	State implementing a consolidated state revenue code covering all state IGR sources and stipulating that the state bureau of internal revenue is the sole agency responsible for state revenue collection and accounting. Code must be approved by the state legislature and published		Not Achieved	
1	Does the State have up-to-date consolidated revenue code which includes all the State's IGR sources and all the local governments (falling under that State) IGR sources?	The State Consolidated Revenue code has not been passed by the State Assembly hence did not meet this DLI.	Unsatisfactory	The State should pass the revenue code to law to include all State's IGR sources and all local governments.
2	Does the consolidated revenue code stipulate that the State Bureau of Internal Revenues (SBIR) or the State Internal Revenue Service (SIRS) as the sole agency responsible for State revenue (tax and non-tax) collection and accounting in the State?	The State Consolidated Revenue code has not been passed by the State Assembly hence did not meet this DLI.	Unsatisfactory	The State should enact the Tax legislation with a provision that the SBIR/SIRS is the sole collector for all State government revenues.
3	Is the collection of revenues is made into accounts(s) nominated by the SBIR OR SBIR has full oversight of the accounts and is responsible for reporting and accounting for the revenues	The State Consolidated Revenue code has not been passed by the State Assembly hence did not meet this DLI.	Unsatisfactory	The tax law should provide that SBIR/SIRS nominates such accounts or oversees the operation of the account.

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Disbu	rsement Linked Indicators (DLIs) and Tests		Findings			Conclusion	Recommendations
4	Is the code approved by the State legislature to have a legal basis, either as a law or a resolution? It cannot be an executive order with no legal basis. The approval shall occur by the 31 December of the year under assessment to count for that year, up to 31 December 2020.	The State Consolidate the State Assembly he		Unsatisfactory	The State should ensure that required law is concluded as soon as possible in view of upcoming APAs.		
5	Is the Publication published online, so it is automatically available to the public/all taxpayers?	The State Consolidate the State Assembly h		Unsatisfactory	The State should publish the Revenue law, sources and rates online after the enactment.		
DLR 4.2	Annual nominal IGR growth rate meets target					Not Achieved	
1	Has the 2019-2018 annual nominal IGR growth rate met the basic or stretch targets? Basic Target: 20%-39% Stretch Target: 40% or more	a. The accounting bas and 2019 observed fr IPSAS accrual. b. The IVA computed year 2019 APA. See th	om the Audited	Unsatisfactory	The State should improve on their IGR collection to at least achieve the minimum required for this result.		
			2018	2019			
		Item	NGF	NGR	%		
		1. Reported IGR in AFS (Before Adjustments)	44,440,168,000	42,122,575,000	-5%		
		3. INVALID items to be deducted IF reported as part of IGR	328,178,000	1,529,055,000			
		Paris club refund					

Disbur	sement Linked Indicators (DLIs) and Tests		Findings			Conclusion	Recommendations
		Reimbursements/refun ds related to expenditures (e.g., from FGN for Federal roads)	318,523,000	6,344,000			
		Investment Income (e.g. dividends) Interest Earned	9,655,000	1,522,711,000			
		Miscellaneous					
		3. "Adjusted IGR" for DLI 4.2 Calculation (A OR B)					
		Take reported total IGR and deduct any INVALID items i.e. (1) minus (2)	44,111,990,000	40,593,520,000	-8%		
		<u>₩40,593,520,000.00</u> ₩40,593	- <del>\\</del> 44, <u>111,990,</u> ,520,000.00	000.00 × 100			
			=8 %				
		There was a decline i	n IGR of 8%				
		Source: 2019 Audited	Financial State	ment Pg 20 & 2	21		
	Biometric Registration and Bank Verificatio	n Number (BVN)					
	o reduce Payroll Fraud	E Contraction of the second					
DLR 5.1	Biometric capture of at least [75] percent of current civil servants and					Not Achieved	
<b>J</b> .T	percent of current civil servants and pensioners completed and linked to						
	payroll, and identified ghost workers						
	taken off the payroll						
1	Has the State used Biometrics to reduce payroll fraud through a completed biometric exercise for 75% of the current	The State has not car civil servant and pens		etric data captı	ure of the	Unsatisfactory	The State should ensure they cover 759 of current civil

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Disbu	ursement Linked Indicators (DLIs) and Tests	Findings	Conclusion	Recommendations
	civil servants and pensioners on the State payroll?			servants and pensioners
				The state should ensure the biometric exercise is linked with payroll
2	Has the State linked the biometrics data to the State payroll to identify ghost workers?	IVA found through interview, that the State has not carried out a Biometric data capture of the civil servants and pensioners, therefore no basis for linkage to payroll to identify ghost workers	Unsatisfactory	The data from the State's biometric exercise should be linked with payroll
3	Has the State removed confirmed ghost workers and ghost pensioners within three (3) months of each case being confirmed?	IVA found no evidence that the State has removed confirmed ghost workers and ghost pensioners in the year under assessment.	Unsatisfactory	The State should complete the process of capturing all civil servants in the State and linking their biometric data to the payroll in order to identify ghost workers
5.2	Link BVN data to at least [75] percent of current civil servants and pensioners on the payroll and payroll fraud addressed		Not Achieved	
1	Has the State linked the Bank Verification Number data to 75% of its current Civil Servants and pensioners on the State payroll?	From the review of the report submitted and the IVA's observation from the report spooled from the database, the State has a total number of 55,999 Civil Servants and 16,552 Pensioners as at 31 <sup>st</sup> December, 2019. 50,246 Civil Servants have their Bank Verification Number (BVN) data linked to the payroll, while BVN records for Pensioners were not provided. The IVA tested 20 random samples of the civil servants and confirmed that their BVN data has been linked to the payroll. The percentage of the civil servants and pensioners with BVN data linked to payroll is computed thus:	Unsatisfactory	The State should link the Bank Verification Numbers of its Civil Servants and Pensioners to the State payroll to prevent fraud.

Disbu	rsement Linked Indicators (DLIs) and Tests	Findings	Conclusion	Recommendations
		No of BVN Linked x 100		
		Total no. of civil servants + pensioners		
		<u>(50,246 + 0) X 100</u> (55,999, + 16,552)		
		<u>50.246 X 100</u> = 69.25% 72,551		
		The State has linked 69.25% of the State' civil servants and pensioners BVN data to the payroll; therefore, did not meet the 75% minimum.		
2	Has the State taken steps to identify payroll fraud?	The IVA confirmed that the State has taken steps to identify payroll fraud by setting up a Salary Validation Department in the Office of the Head of Civil Service of Kano State. The Department's responsibility is to validate monthly payroll and see that all observed and approved variations to the payroll have been implemented. Their findings are shared with the Office of the Auditor General for the State for further authentication.	Satisfactory	
DLI 6:	Improved Procurement Practices for			
	ased Transparency and Value for Money			
DLR	Existence of a public procurement legal		Not Achieved	
6.1	framework and a procurement			
	regulatory agency. Said legal framework should conform with the UNCITRAL			
	Model Law and provide for: 1) e-			
	Procurement; 2) establishment of an			
	independent procurement regulatory			
	agency and 3) cover all MDAs receiving funds from the State budget			

Disbu	ursement Linked Indicators (DLIs) and Tests	Findings	Conclusion	Recommendations
1	Does the State have a public procurement legal framework which must be approved by the State legislature to have a legal basis, either as a law or a resolution?	The IVA found that there was no public procurement legal framework amended and approved in the State in the year of assessment	Unsatisfactory	The State should speedily enact a Public Procurement Law that conforms with the UNCITRAL model law.
2	Does the law conform with the UNCITRAL Model Law which should provide for? 1) e-Procurement; 2) establishment of an independent procurement regulatory agency; and 3) cover all MDAs receiving funds from the State budget.	The IVA found there was no public procurement legal framework established and approved in the State in the year of assessment and as a result could not confirm whether the State Law conforms to the UNCITRAL Model Law.	Unsatisfactory	The State should ensure that the following are contained in the draft legislation. i. Provides for grounds for removal of Chief Executive of the agency. ii. Regarding the decisions of the agency; any other review after the board's decision should be by judicial review.
3	Has the State instituted an independent procurement regulatory function, which may be performed through one or a combination of the following: bureau, commission, council, agency or any other type of entity set up for the statutory purpose?	The State has instituted a procurement regulatory function called the Due Process Bureau, the State does not have a procurement law and as such the IVA could not determine the independence of the agency.	Unsatisfactory	The State should ensure the establishment of an independent procurement regulatory agency to effectively carry out the required functions.

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Disbu	rsement Linked Indicators (DLIs) and Tests	Findings	Conclusion	Recommendations
DLR 6.2	Publish contract award information above a threshold set out in the Operations Manual for 2019 on a monthly basis in OCDS format on [the State website/on the online portal]		Not Achieved	
1	Has the State achieved open contracting component of the DLI by publishing online, contract award information for all contracts awarded during the fiscal year(2019) that are above the threshold (as defined in the State procurement law or in the State procurement regulation(s), in line with the Open Contracting Data Standards (OCDS).	The IVA obtained a schedule of some contracts awarded in 2019 and confirmed that they have been documented in the OCDS format. Though the list is not comprehensive as the Due Process Bureau asserted that they do not enjoy the cooperation of some MDAs in the State due to the delay in the passage of their law. All the 2019 award of contracts information was not published on the official website as at the time of visitation.	Unsatisfactory	State should adopt the OCDS and publish contract award information online as required under the standard.
DLI 7:	Strengthened Public Debt Management and	d		
Fiscal	Responsibility Framework			
DLR 7.1	State implementing state-level debt legislation, which stipulates: 1) responsibilities for contracting state debt; 2) responsibilities for recording/reporting state debt; and 3) fiscal and debt rules/limits.		Not Achieved	
1	Is there an Approved state-level public debt legislation through the passage of a State Fiscal Responsibility Law, OR the passage of the State Public Debt Management Law, OR the inclusion of the provisions of the Fiscal Responsibility Act (FRA) in the organic PFM Law?	The IVA found that there was no amended state –level public debt legislation in the State in the year of assessment.	Unsatisfactory	The State should enact an adequate Debt Management Law or Fiscal Responsibility Law.
2	Does the legislation include provisions which establish the following?	The IVA found there was no amended state –level public debt legislation in the State in the year of assessment, and no basis to confirm.	Unsatisfactory	State should pass their public debt legislation to include the required elements.

Disbu	rsement Linked Indicators (DLIs) and Tests	Findings	Conclusion	Recommendations
	<ol> <li>Responsibilities for contracting state debt; 2) Responsibilities for recording/reporting state debt; and</li> <li>Fiscal and debt rules/limits for the state.</li> </ol>			
4	Has the State Debt Management Department (or Unit, Committee, Agency, Board, Bureau, Commission, Council) has been operational during the APA year and performing the core function of recording and reporting state debt.	The IVA found the State has no Debt Management Department operational during the 2019 APA year.		State should establish a functional Debt unit.
DLR 7.2	Quarterly State debt reports accepted by the DMO on average two months or less after the end of the quarters in 2019		Achieved	
1	Has the State produced quarterly State Domestic Debt Reports (SDDR), which are approved by the DMO on average of two months after the end of the quarter in 2019?	The IVA obtained and reviewed the State's quarterly Domestic Debt Report and observed that the State has submitted quarterly State Domestic Debts Reports (SDDR), which are approved by the DMO on average of two months after the end of each quarter in 2019. The 2019 SDDRs were submitted and acknowledged by DMO on the following dates: Q1 submitted on 29/4/19 - 4.1 weeks (29 days) Q2 submitted on 29/7/19 - 4.1 weeks (29 days) Q3 submitted on 29/11/19 - 8.6 weeks (60 days) Q4 submitted on 14/02/20 - 6.4 weeks (45 days). Average submission in weeks is calculated as: $\frac{4.1+4.1+8.6+6.4}{4}$ =5.8 weeks	Satisfactory	
		The SDDRs were submitted within an average of 5.8 weeks. The above information on submission dates is however at		

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Disbu	rsement Linked Indicators (DLIs) and Tests	Findings	Conclusion	Recommendations
		odds with the report from the DMO to the IVA and that has		
		been raised for the DMO's attention.		
2 Note: Have you reviewed for accuracy and completeness from the DMO: The State Domestic and External Debt Report (SDEDR) along with all underlying data and supporting documents including the DMO templates and guidelines and standard internal protocols and data from CBN, DMO and FMOF Home Finance used by the DMO to cross-check the state's domestic debt figures.		The IVA team reviewed the DMO's Report on State Domestic and External Debt Report (SDEDR) with the Kano State Debt Domestic Report. The DMO's SDEDR showed a balance of #131,802,883,565.00 while the State's report showed a balance of #128,901,807,645.57. The two reports showed a total difference of #2,901,075,919.09. From the review of the reports, the major area of difference is the State's Budget Support Loan which was overstated by #3,551,038,315.45. The report was supported with the DMO's templates and guidelines. A wider review was undertaken of the information and supporting schedules submitted by the DMO, and several clarifications and adjustments were made to correct errors and omissions in the State's submission to the DMO. Conclusions reached in this report are based on the amended DMO data.	N/A	State should submit accurate quarterly state domestic report
8110	Improved Clearance/Reduction of Stock of			
	estic Expenditure Arrears			
DLR 8.0	Domestic arrears as of end 2019 reported in an online publicly accessible database, with a verification process in place and an arrears clearance framework established. AND Percentage decline in the verified stock of domestic arrears at end 2019 compared to end 2018 meets target and is consistent with the state's arrears clearance framework.	The State did not submit to the IVA the annual state arrears recording, verification, and clearance report (SARVCR)	Not Achieved	

Disb	ursement Linked Indicators (DLIs) and Tests	Findings	Conclusion	Recommendations
	-Basic target: At least a 5% decline or maintain stock below N5 billion -Stretch target: More than 20% decline			
1	Has the State established an Arrears Clearance Framework (ACF)?	There was no ACF as at 31 <sup>st</sup> December, 2019.	Unsatisfactory	The State should establish an Arrears Clearance Framework (ACF)
2	Does the ACF contain: 1) the planned actions to settle arrears; and 2) an explicit prioritization of expenditure arrears to be settled.	There was no ACF as at 31 <sup>st</sup> December, 2019, hence no planned action to settle arrears or prioritization of expenditure arrears to be settled.	Unsatisfactory	<ul> <li>The ACF should contain:</li> <li>1) Planned actions to settle arrears</li> <li>2) An explicit prioritization of expenditure arrears to be settled</li> </ul>
3	Has the ACF been published on a State official website?	There was no ACF as at 31 <sup>st</sup> December, 2019, hence no publication on the State official website	Unsatisfactory	The State should ensure the ACF is published on her Official website
4.	Is the clearance of domestic expenditure arrears consistent with the ACF, once the ACF has been established?	There was no ACF as at 31 <sup>st</sup> December, 2019, and could not evaluate its consistency with clearance of domestic expenditure arrears	Unsatisfactory	The State should ensure that the clearance of domestic expenditure arrears is consistent with the ACF
5.	Has the State established an Internal Domestic Arrears Database?	The IVA found no evidence to the effect that the State has established an internal domestic arrears database.	Unsatisfactory	<ul> <li>a) The state should ensure that they establish an internal domestic arrears database.</li> <li>b) The Internal Domestic Arrears Database should</li> </ul>

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Disbur	sement Linked Indicators (DLIs) and Tests		Findings		Conclusion	Recommendations
6	Has the State published online elements of the internal domestic arrears database for the FY <b>2018</b> and FY <b>2019</b> reported on a State official website, which constitutes the online publicly accessible arrears database?	IVA found no weblink to show that the State has published online the required elements of the internal domestic arrears database for FY2019			Unsatisfactory	include aggregate and individual amounts of contractors' arrears; aggregate amount of pension and gratuity arrears; aggregate amount of salary arrears and other staff claims The State should ensure they publish online, elements of the Internal domestic arrears database.
7. New	<ul> <li>Does the online publication include?</li> <li>1) the aggregate amount of contractors' arrears;</li> <li>2) the aggregate amount of pension and gratuity arrears;</li> <li>3) the aggregate amount of salary arrears and other staff claims;</li> <li>4) other types of domestic arrears and</li> <li>5) a list of names of contractors with recognized arrears exceeding N20million and information for contractors to be able to verify that their claims are being accurately reported in the database.</li> </ul>	The IVA found no weblink to show that the State has published online internal domestic arrears, containing aggregate amount of contractors' arrears and other aggregate information of pension and gratuity arrears, as well as other debts exceeding N20million			Unsatisfactory	<ul> <li>a) The State should ensure they publish online lists of contractors with recognised arrears exceeding N20million.</li> <li>b) The state should ensure contractors are able to verify that their claims are accurately reported</li> </ul>
New	Has the State met the following:	Aggregate Amount of:	2019 NGR	2018 NGR	Satisfactory	

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Disbu	rsement Linked Indicators (DLIs) and Tests		Findings		Conclusion	Recommendations
	(ii) Percentage decline in the verified stock of domestic arrears at end 2019	Contractors Arrears	52,274,004,336.69	28,858,408,152.97		
	compared to end 2018 meets target and is consistent with the state's arrears	Pension and Gratuity arrears	9,083,907,472.91	45,640,094,372.66		
	clearance framework.	Salary arrears and Staff claims	1,213,944,968.87	841,500,000.00		
	-Basic target: At least a 5% year-on-year decline or maintain stock or arrears below N5billion. -Stretch target: More than 20% year-on-	Other types of domestic expenditure arrears	533,010,657.24	276,058,192.46		
	year decline.	Total Domestic Arrears	63,104,867,435.71	75,616,060,718.09		
	The clearance/reduction of domestic expenditure arrears (contractors, pension and gratuity arrears, salary arrears and other staff claims) is defined as the decline in the nominal stock of total domestic expenditure arrears at the end of year, compared to the previous year, expressed in percentage terms.	Internal Domestic percentage reduct <u>201</u> N <u>75,616,060</u> <u>N</u> 2	ion of domestic expen- <u>8 Figure – 2019 Figur</u> 2018 Figure 0,718.09 – N63,104,80 N75,616,060,718.0 <u>12,511,193,282.38</u> N75,616,060,718.0	se and calculated the nditure arrears as: <u>e</u> X 100 <u>57,435.71</u> X 100 9 < 100		
		The percentage de				
DLI 9:	Improved Debt Sustainability	Source: State inter	nai domestic expendi	ture arrears database		
DLR 9.0	Average monthly debt service deduction is < 40% of gross FAAC				Achieved	
	allocation for FY [2019] AND				Stretch target met	

isbursement Linked Indicators (DLIs) and Tests		Findings		Conclusion	Recommendations
Total debt stock at end Dec [2019] as a share of total revenue for FY [2019] meets target: -Basic target: < [140%] -Stretch target: < [115%]	The IVA computed the p	•	•		
<ul> <li>(i) the ratio of total monthly debt service</li> <li>(principal and interest) deductions from</li> <li>FAAC allocation during the calendar year</li> <li>of the year of assessment (1<sup>st</sup> January to</li> <li>31<sup>st</sup> December 2019) to the gross FAAC</li> <li>allocation for the same calendar year?</li> <li>Less than :&lt; [40%]</li> </ul>	deductions/Gross FAAC follows: Total Service Deduction Gross FAAC		<u>1</u> x100		
	Source: FMoF (FAAC)				
Has the State met: (ii) the ratio of total debt stock at end-of- year (31 <sup>st</sup> December 2019) of the year of assessment to the total revenue	The following tables show the calculations and adjustments made to arrive at the appropriate figures for this comparison. <b>Total Public Debt</b>				
<pre>collected during the calendar year of the year of assessment (1<sup>st</sup> January to 31<sup>st</sup> December 2019)? -Basic target:&lt; [140%] -Stretch target: &lt; [115%]</pre>	Total Domestic Debts Total External Debts Total Public Debts	Financial           Statements           74,542,933,000           23,317,627,000           97,860,560,000	DMO figures (Adj) 110,654,850,431 21,148,033,133 131,802,883,565		
	Total annual revenue				
	2019 Adjusted IGR (se Gross FAAC Allocation Grants (Note 3ai, 3aii) Other Revenues (Note <b>Total Revenue</b> ** The IVA computed the to	8)	40,593,702,000 90,179,514,131 10,449,700,000 1,522,711,000 142,745,627,131	σe	
	for the 2019 year, as fol		/ revenue percenta	Re	

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Disbursement Linked Indicators (DLIs) and Tests	Findings	Conclusion	Recommendations
	<u>Total Public Debts*</u> x 100 Total Revenue		
	<u>131,802,883,565 x</u> 100 142,745,627,131		
	<u>=92.33%</u>		
	The State achieved stretch target.		
	Sources: For Total Revenue: 2019 Audited Financial Statement, Pg 22. *Table 3 below holds a breakdown of the Total Debt. **Table 3(ii) holds the breakdown of Revenue		
	<ul> <li>The debt stock stated in the Federal DMO State Domestic and External Debt Report is higher with N33,942,323,565 than the debt stock stated in the audited financial statements. This represents 24.75% difference.</li> </ul>		
	<ul> <li>b. The difference has been communicated to the State for explanation.</li> <li>c. The SDEDR was not amended and resubmitted to the IVA along with explanations for any changes.</li> </ul>		

#### TABLE 3i: DLI 9 31 DECEMBER 2019 STATE DEBT STOCK TABLE FOR KANO STATE

KANO STATE	AMOUNT (₦) DMO
BUDGET SUPPORT LOAN (SOURCE FMOF)	21,081,217,713
BAIL OUT (SALARIES) (SOURCE CBN)	15,866,768,144
RESTRUCTURED COMMERCIAL BANK LOANS (FGN BOND)	-
EXCESS CRUDE ACCOUNT BACKED LOAN (SOURCE CBN)	9,117,333,802
STATE BONDS	-
COMMERCIAL BANK LOANS	-
CBN COMMERCIAL AGRIC LOAN (SOURCE CBN)	-
INFRASTRUCTURE LOANS (CBN FACILITIES)	-
MICRO SMALL MEDIUM ENTERPRISES DEVELOPMENT FUND (MSMEDF) SOURCE CBN)	1,484,663,337
JUDGEMENT DEBTS	_
GOVT - GOVT DEBTS	-
CONTRACTORS' ARREARS	52,274,004,337
PENSION AND GRATUITY ARREARS	9,083,907,473
SALARY ARREARS AND OTHER CLAIMS	1,213,944,969
OTHER DEBTS	533,010,657
TOTAL DOMESTIC DEBT (TDD)	110,654,850,431
TOTAL EXTERNAL DEBT (TED)	21,148,033,133
TOTAL PUBLIC DEBT (TED+TDD)	131,802,883,565

#### TABLE 3(ii): DLI 9 31 DECEMBER 2019 - ADJUSTED REVENUE TABLE FOR KANO STATE

Item	2019
1. Total Gross FAAC allocation: Statutory Transfers and VAT (1.1 + 1.2)	90,179,514,131
1.1 Statutory transfers (1.1.1 + 1.1.2 + 1.1.3)	68,548,092,523
1.1.1 Gross statutory allocation	65,655,816,509
1.1.2 Derivation	
1.1.3 Other FAAC transfers (also known as Distribution) such excess PPT savings account, Forex equalization, excess bank charges, exchange rate gain, augmentation, others	2,892,276,014
1.2 VAT	21,631,421,608
2. Internally Generated Revenues (IGR) - Adjusted	40,593,702,000
3. Grants (internal and external)	10,449,700,000
<b>4A. Other revenues</b> (4.1 + 4.2 + 4.3)	1,522,711,000
4.1 Investment Income (e.g. dividends)	1,522,711,000
4.2 Interest Earned	
4.3 Miscellaneous	
Total Revenues and Grants Calculations	
A) Total Revenues and Grants is (1+2+3+4A)	142,745,627,131

## 4. **Response from the State**

The State should please use the table below for their response.

S/N	State Response to the draft report	IVA Follow-up, response, treatment
1	None	

#### Appendix A

#### REPORT ON THE ACHIEVEMENT OF THE ELIGIBILITY CRITERIA FOR THE 2019 PERFORMANCE YEAR

#### YOUR STATE HAS BEEN ASSESSED AS HAVING MET THE ELIGIBILITY CRITERIA FOR THE 2019 PERFORMANCE YEAR.

This report sets out the assessed performance of the State against the set eligibility criteria for the States' Fiscal Transparency, Accountability and Sustainability Programme (SFTAS). It contains feedback and clarifications to enable the State prepare better for the next assessment. Note that the eligibility assessment will be conducted afresh on an annual basis and being deemed eligible in one year does not guarantee eligibility in subsequent years. Please visit the SFTAS guidelines for more detail on eligibility.

Any enquiries on the contents of this report should be routed through the State Focal persons to the following email address – sftas@oaugf.ng

## Eligibility Criteria 2019 Part I - The online publication of Approved Budgets for 2020 by 31<sup>st</sup> January 2020

Information Source(s)	Initial checks	Initial Comments / Observations	Follow up	Final Assessment
https://kanobudget.fil es.wordpress.com/20 19/12/applaw.pdf	A search was done on Kano State website	The 2020 Budget was published on the State Official website, a copy was downloaded. There was evidence of the 2020 Budgets being signed by the Governor.	N/A	EC met

Tests/checks performed	Results	Areas for improvement
Is the approved budget for 2020 available on any	Yes	None
of the State Government Websites?		
Was the approved budget published online before	Yes	None
31 January 2020?		
Is the published budget clear and legible?	Yes	None
Can the budget be downloaded?	Yes	None
Do we have evidence of assent by the Governor?	Yes	None

# Eligibility Criteria 2019 Part 2 - The online publication of Audited Financial Statements for FY2018 by 30<sup>th</sup> September 2019

Source(s)	Initial Work Done	Initial Comments / Observation	Follow up	Final Assessment
https://kanofinance.org/	A search was done on the Kano State Ministry of Finance Website and their Audited Financial Statements were downloaded.	The Audited Financial Statements were easily accessed and downloaded.	N/A	EC met

Tests/checks performed	Results	Areas for improvement
Were the Financial Statements (FS) for 2018 available	Yes	None
on any of the State Government Websites? (and were		
the FS straightforward or difficult to find?)		
Were the Financial Statement for 2018 available	Yes	None
published online on or before 30 <sup>th</sup> September 2019?		
Are the published financial statements clear and	Yes	None
legible?		
Can the Financial Statements be downloaded?	Yes	None
Do we have evidence of audit by the State Auditor-	Yes	None
General?		
Are the financial statements complete, including	Yes	None
primary statements and disclosure notes?		
Are there any indications that balances within the	n/a	Please see the 2018 APA Report
financial statements are not credible		