

**GLOBAL CROSS-BORDER PRIVACY RULES FORUM PARTICIPATION OF
NIGERIA AS AN ASSOCIATE**

MEMBERSHIP COMMITTEE

RECOMMENDATION

Submitted To: Ms. Shannon Coe
Chair, Global Forum Assembly
August 4, 2025

1. OVERVIEW AND PURPOSE

- 1.1. The purpose of this Recommendation is to assess the application made by Nigeria to participate in the Global Cross-Border Privacy Rules (CBPR) Forum (herein “**Forum**”) as an Associate.
- 1.2. Paragraph 3.2 of the Forum’s Terms of Reference (herein “**TOR**”) identifies the core functions of the Membership Committee and instructs the Membership Committee to “review and make recommendations to the GFA on Membership and Associate applications”. Paragraph 6 of Annex A of the TOR states that the Membership Committee reviews the application as to whether the criteria for Membership or Associate status have been satisfied. Paragraph 8 of Annex A of the TOR further states that once the Membership Committee has completed its review, it transmits a recommendation to the Global Forum Assembly (herein “**GFA**”) for a consensus decision.
- 1.3. As this application is for Associate status, the relevant criteria are set out in paragraph 4 of Annex A of the TOR, i.e., that a jurisdiction interested in participating in the Forum (herein “**Applicant**”) has provided an application that includes a letter of intent confirming that the Applicant:
 - (a) Supports the principles and objectives of the Forum provided in the 2022 Global CBPR Declaration and the Global CBPR Framework;
 - (b) Has law(s) and/or regulation(s), the enforcement of which has the effect of protecting personal information; and
 - (c) Has at least one public body that is responsible for enforcing law(s) and/or regulation(s) within the meaning of item (b) of this paragraph and has the powers to conduct investigations or pursue enforcement proceedings.
- 1.4. The following section details the consultation process undertaken by the Membership Committee with relevant representatives of Nigeria, and an explanation of whether the criteria set out in paragraph 4 of Annex A of the TOR have been met.
- 1.5. This Recommendation is to be circulated to the GFA by the GFA Chair and made publicly available on the Forum website upon endorsement by the GFA.

2. FINDINGS OF THE MEMBERSHIP COMMITTEE

2.1. Letter of Intent

2.1.1. The GFA Chair, GFA Deputy Chair and the Chair of the Membership Committee received an application for Associate status from Nigeria on June 30, 2025. The application includes a Letter of Intent to Participate as an Associate in the Global Cross-Border Privacy Rules (CBPR) Forum signed by Babatunde Bamigboye, Esq, CDPRP, Head of Legal, Enforcement and Regulations of the Nigeria Data Protection Commission (herein “NDPC”), which confirms the following:

- (a) Nigeria supports the principles and objectives of the Forum set forth in the 2022 Global CBPR Declaration and the current Global CBPR Framework;
- (b) The enforcement of the Nigeria Data Protection Act, 2023 (herein “NDP Act”) has the effect of protecting personal information; and
- (c) The NDPC is responsible for enforcing the NDP Act, and has the powers to conduct investigations or pursue enforcement proceedings.

2.1.2. Appended to this Letter of Intent was a document, named “Overview of the Nigeria Data Protection Act, 2023 and Implementation by the Nigeria Data Protection Commission” provided by the NDPC, including following information:

- (a) The regulatory framework of Nigeria and the nature, responsibilities and functions of the NDPC, which was established to implement and enforce the NDP Act and National Data Protection Regulation;
- (b) NDPC’s core achievements, including participation in multilateral groups, conducting training programs, and issuing guidance related to the NDP Act in the form of the General Application and Implementation Directive; and
- (c) Principles of data protection, including the rights of data subjects and obligations of controllers and processors provided therein.

2.2. Consultation Process

2.2.1. As provided in paragraphs 1 and 7 of Annex A of the TOR, the Membership Committee undertook consultations with representatives of the NDPC regarding Nigeria’s application, in preparation for the submission of this Recommendation to the GFA.

2.3. Domestic Legal System Protecting Personal Information and its Enforcement

2.3.1. Having deliberated on the Letter of Intent of Nigeria to Participate as an Associate in the Forum and its Annex;

The Membership Committee finds that:

- (a) The NDP Act, which stipulates certain data protection principles, rights of individuals and obligations on processing of personal data, has the effect of protecting personal information in Nigeria when enforced;
- (b) The NDPC has responsibilities and necessary powers for monitoring, ensuring, and enforcing compliance with the NDP Act.

3. CONCLUSION AND RECOMMENDATION

3.1. Based on the findings above and noting support of Nigeria for the principles and objectives of the Forum, the Membership Committee confirms that the conditions for recognition as an Associate of the Forum, as established in paragraph 4 of Annex A of the TOR, have been satisfied by Nigeria.

3.2. The Membership Committee therefore recommends that the GFA:
endorses the application submitted by Nigeria and welcome Nigeria as an Associate in the Forum, and invites the GFA Chair to notify Nigeria that they have met the conditions for Associate status as established in the TOR, and advise Nigeria that they are hereby considered an Associate of the Forum.

Submitted by the Membership Committee

Japan (Chair)
Republic of Korea
The Philippines
Singapore
The United States