

OIL EXPLOITATION AND HUMAN RIGHTS VIOLATIONS  
IN NIGERIA'S OIL PRODUCING COMMUNITIES



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Olubayo OLUDURO



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*This work is dedicated to my father, the late Justin Akinyemi,  
for instilling in me the virtue of hard work,  
doggedness, and love of God and men.*



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## SELECTED ABBREVIATIONS

AAU Law Journal	Ambrose Alli University Law Journal
ACJ	African Court of Justice
ADR	Alternative Dispute Resolution
Afr. Hum. Rts. L.J.	African Human Rights Law Journal
African J. Legal Stud.	African Journal of Legal Studies
AIDS	Acquired Immunodeficiency Syndrome
Am. J. Int'l L.	American Journal of International Law
Am. U. Int'l L. Rev.	American University International Law Review
Am. U. J. Int'l L. & Pol'y	American University Journal of International Law and Policy
Ann. Surv. Int'l & Comp. L.	Annual Survey of International and Comparative Law
Annu. Rev. Environ. Resour.	Annual Review of Environment and Resources
Ariz. J. Int'l & Comp. L.	Arizona Journal of International and Comparative Law
ASICL	African Society of International & Comparative Law
ASME	American Society of Mechanical Engineer
ATCA	Alien Tort Claims Act
ATS	Alien Tort Statute
AU	African Union
Bcf	Billion cubic feet
Berkeley J. Int'l L.	Berkeley Journal of International Law
BoRs	Bill of Rights
Brooklyn J. Int'l L.	Brooklyn Journal of International Law
B.U. Int'l. L.J.	Boston University International Law Journal
CBD	Convention on Biological Diversity
CDHR	Committee for the Defence of Human Rights
CEDAW	Committee on the Elimination of Discrimination against Women
CERCLA	Comprehensive Environmental Response, Compensation, and Liability Act
CESCR	Committee on Economic, Social and Cultural Rights
CFRN	Constitution of the Federal Republic of Nigeria

Colo. J. Int'l Env.L. & Pol'y	Colorado Journal of International Environmental Law and Policy
Colum. J. Env'tl. L.	Columbia Journal of Environmental Law
Colum. J. Transnat'l L.	Columbia Journal of Transnational Law
Comp. Media L.J.	Comparative Media Law Journal
Cornell L. Rev.	Cornell Law Review
Corp. Soc. Responsib. Environ. Mgmt.	Corporate Social Responsibility and Environmental Management
COSEND	Consolidated Council on Social and Economic Development of Coastal States of the Niger Delta
CSO	Civil Society Organisation
DDR	Disarmament, Demobilization and Reintegration
Denv. J. Int'l L. & Pol'y	Denver Journal of International Law and Policy
DPR	Directorate of Petroleum Resources
ECHR	European Court on Human Rights
ECJ	European Court of Justice
ECOWAS	Economic Community of West African States
EEZ	Exclusive Economic Zone
EFCC	Economic and Financial Crimes Commission
EGASPIN	Environmental Guidelines and Standards for the Petroleum Industries in Nigeria
EIA	Environmental Impact Assessment
EITI	Extractive Industries Transparency Initiative
Emory Int'l L. Rev.	Emory International Law Review
ERA	Environmental Rights Action
ESCR	Economic, Social and Cultural Rights
EU	European Union
FEPA	Federal Environmental Protection Agency
FNC	forum non conveniens
FOI	Freedom of Information
Fordham Env'tl. L. Rev.	Fordham Environmental Law Review
Fordham Int'l L.J.	Fordham International Law Journal
FREP	Fundamental Rights (Enforcement Procedure)
FWLR	Federation Weekly Law Report
GC	Global Compact
Georgetown Int'l Env'tl. Law Review	Georgetown International Environmental Law Review
Geo. Wash. Int'l L. Rev	George Washington International Law Review
GRBPL	Gravitas Review of Business and Property Law
Harv. Hum. Rts. J.	Harvard Human Rights Journal
Harv. Int'l L.J	Harvard International Law Journal
Hastings Int'l & Comp. L. Rev.	Hastings International and Comparative Law Review

Hastings W. Nw. J. Envtl. L. & Pol’y	Hastings West-Northwest Journal of Environmental Law and Policy
HIV	Human Immunodeficiency Virus
Hous. J. Int’l L.	Houston Journal of International Law
HRW	Human Rights Watch
Hum. Rts. Q.	Human Rights Quarterly
IACHR	Inter American Courts of Human Rights
ICC	International Chamber of Commerce
ICJ	International Court of Justice
ICPC	Independent Corrupt Practices & Other Related Offences Commission
IDEA	Institute for Democracy and Electoral Assistance
Indian J. Int’l L.	Indian Journal of International Law
INGO	International Non-Governmental Organisation
Int’l. Energy L. & Tax’n Rev.	International Energy Law and Taxation Review
IOC	International Oil Companies
IOE	International Organization of Employers
IPIECA	International Petroleum Industry Environmental Conservation Association
IUCN	International Union for Conservation of Nature
IWGIA	International Work Group for Indigenous Affairs
J. Consum Policy	Journal of Consumer Policy
J. Energy Nat. Resources L.	Journal of Energy and Natural Resources Law
J. Envtl. L.	Journal of Environmental Law
J. Hum. Ecol.	Journal of Human Ecology
J. Hum. Rts. L. & Prac.	Journal of Human Rights Law and Practice
J.L. & Com.	Journal of Law and Commerce
J.P.P.L.	Journal of Private and Property Law
J. Transnat’l L. Pol’y	Journal of Transnational Law and Policy
JV	Joint Venture
ICCPR	International Covenant on Civil and Political Rights
ICESCR	International Covenant on Economic, Social and Cultural Rights
ILO	International Labour Organization
LASU	Lagos State University
LFN	Laws of the Federation of Nigeria
LGA	Local Government Area
Loy. L.A. Int’l & Comp. L.J.	Loyola of Los Angeles International and Comparative Law Journal
Loy. L.A. L. Rev.	Loyola of Los Angeles Law Review
LUA	Land Use Act

McGill Int'l J. Sust. Dev. L. & Pol'y	McGill International Journal of Sustainable Development Law and Policy
Melb. J. Int'l L.	Melbourne Journal of International Law
MEND	Movement for the Emancipation of the Niger Delta
Michigan J. Int'l L.	Michigan Journal of International Law
Mich. St. J. Int. L.	Michigan State Journal of International Law
Minn. J. Global Trade	Minnesota Journal of Global Trade
MMR	Maternal Mortality Ratio
MNC	Multinational Corporations
MNOC	Multinational Oil Corporations
MOSOP	Movement for the Survival of Ogoni People
MqJICEL	Macquarie Journal of International and Comparative Environmental Law
NAPIMS	National Petroleum Investment Management Services
N.C.J. Int'l. & Com. Reg.	North Carolina Journal of International Law and Commercial Regulation
NCP	National Contact Point
NDBDA	Niger Delta Basin Development Authority
NDDB	Niger Delta Development Board
NDDC	Niger Delta Development Commission
NDRDMP	Niger Delta Regional Development Master Plan
NEITI	Nigeria's Extractive Industries Transparency Initiative
NESREA	National Environmental Standards and Regulations Enforcement Agency
Newc L.R.	Newcastle Law Review
NGOs	Non-Governmental Organisations
NHRC	National Human Rights Commission
NHRI	National Human Rights Institution
NIALS	Nigerian Institute of Advanced Legal Studies
Nig. J. of Contemp. L.	Nigerian Journal of Contemporary Law
NJC	National Judicial Council
NNOC	Nigerian National Oil Corporation
NNPC	Nigerian National Petroleum Corporation
NOSDRA	National Oil Spill Detection and Response Agency (Establishment) Act
NUJS Law Review	National University of Juridical Sciences Law Review
Nw. J. Int'l Human Rights	Northwestern Journal of International Human Rights
NWLR	Nigerian Weekly Law Report

N.Y.U. J. Int'l. & Pol.	New York University Journal of International Law and Politics
OCSLA	Outer Continental Shelf Lands Act
OD	Operational Directive
OECD	Organization for Economic Co-operation and Development
OHCHR	Office of the High Commissioner of Human Rights
Okla. City U. L. Rev.	Okla. City University Law Review
OML	Oil Mining Lease
OMPADEC	Oil Mineral Producing Areas Development Commission
OP	Operational Policy
OPA	Oil Pollution Act
OPEC	Organization of Petroleum Exporting Countries
OPL	Oil Prospecting License
Pace Env'tl. L. R.	Pace Environmental Law Review
PIB	Petroleum Industry Bill
PIC	Prior Informed Consent
PP	Public Participation
PSC	Production Sharing Contract
Queen's L.J.	Queen's Law Journal
RECIEL	Review of European Community and International Environmental Law
Rev. Afr. Comm'n Hum. Peoples' Rts.	Review of African Commission on Human and Peoples' Rights
RICO	Racketeer Influenced and Corrupt Organizations Act
RSC	Risk Service Contract
SERAC	Social and Economic Rights Action Center
SERAP	Socio-Economic Rights and Accountability Project
SPDC	Shell Petroleum Development Company
SRSG	Special Representative of the Secretary-General
Stan. Env'l L.J.	Stanford Environmental Law Journal
Stan. J. Int'l L.	Stanford Journal of International Law
Stud Tribes Tribals	Studies of Tribes and Tribals
Suffolk Transnat'l L. Rev.	Suffolk Transnational Law Review
Syr. J. Int'l & Comm.	Syracuse Journal of International Law & Commerce
Tex. Int'l L. J.	Texas International Law Journal
The Geo. Wash. Int'l L. Rev.	The George Washington International Law Review
TNCs	Transnational Corporations
Transnat'l L. & Contemp. Probs.	Transnational Law and Contemporary Problems
Tul. Env'tl. L.J.	Tulane Environmental Law Journal

TVPA	Torture Victim Protection Act
UCLA J. Envtl. L. & Pol'y	UCLA Journal of Environmental Law and Policy
UDHR	Universal Declaration of Human Rights
UK	United Kingdom
U. Miami Inter-Am. L. Rev.	University of Miami Inter-American Law Review
U. Miami Int'l & Comp. L. Rev	University of Miami International and Comparative Law Review
UN	United Nations
UNCAC	United Nations Convention against Corruption
UNCLOS	United Nations Convention on Law of the Sea
UNCTAD	United Nations Conference on Trade and Development
UNDP	United Nations Development Programme
UNEP	United Nations Environment Programme
UNICEF	United Nations International Children Educational Fund
US	United States
Va. J. Int'l L.	Virginia Journal of International Law
Vand. J. Transnat'l L.	Vanderbilt Journal of Transnational Law
VPs	Voluntary Principles
VPSHR	Voluntary Principles on Security and Human Rights
WHO	World Health Organization
Wis. Envtl. L.J.	Wisconsin Environmental Law Journal
Yale Hum. Rts. & Dev. L.J.	Yale Human Rights and Development Law Journal
Yale J. Int'l L.	Yale Journal of International Law
Yale L.J.	Yale Law Journal
ZaöRV	Zeitschrift für ausländisches öffentliches Recht und Völkerrecht

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# LIST OF SELECTED INTERVIEWEES

## GOVERNMENT INSTITUTIONS, DEPARTMENTS AND AGENCIES

National Human Rights Commission  
Ministry of Environment, Abuja  
National Environmental Standards and Regulations Enforcement Agency  
(NESREA)

## NGOS AND CIVIL SOCIETY GROUPS

Environmental Rights Action (ERA)  
The Social and Economic Rights Action Centre (SERAC)  
Environment and Justice Initiative

## NAMED PRIVATE INDIVIDUALS

Chima Ubani – Environmental Rights Action  
Murphy Akiri – Environmental Rights Action  
Chief Abidi Mayoku – Ubeji Community Leader  
Paul Eneuntowose Keku – National Public Relation Officer (PRO), Ubeji  
Community  
James Okoro – Member, Ubeji Community of Elders  
Jonah Gbemre – Youth and Representative, Iwherekan Community  
Prof. ‘Yemi Akinseye-George – former Special Assistant to the Hon. Attorney-  
General of Federation and Minister of Justice and Human Rights Expert.  
Olugbenga Oke-Samuel – Activist and Environmentalist  
Dr. R.K. Salman – Human Rights Activist

