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ISSUES IN REMITTANCES MANAGEMENT BY FOREIGN COMPANIES IN NIGERIA

Iheanacho, Josiah Chirotara1,
Mojekwu Ogechukwu Rita2
Barisua Fortune Nwinee3
1,2,3 Department of Finance and Banking,
Faculty of Management Sciences, University of Port Harcourt.
Corresponding Author: rita.mojekwu@uniport.edu,ng

Abstract

Foreign companies operating in Nigeria have experienced significant issues relating to their remittance management especially regarding their interactions with banks, operating environment and regulatory bodies. While Nigeria remains a leading destination for foreign direct investment in Africa, the business environment has witnessed significant changes that have affected the ability of these foreign entities to effectively carry out their legitimate transactions seamlessly. The compliance and regulatory environment have increasingly become restrictive especially in the area of funds repatriation and the general ease of doing business in Nigeria thereby affecting their business operations. This is in spite of the vital role these foreign companies play in the development of Nigerian economy. This study explores the main issues concerning remittance management by foreign companies operating in Nigeria by analyzing the effects of government policy, regulatory agencies like Central Bank of Nigeria, foreign exchange challenges and other constraints. This paper advocates for a balanced approach that ensures economic stability while fostering a conducive environment for foreign businesses to thrive.

Keywords: Remittance management, foreign companies, regulatory challenges, payment delays, security concerns, cultural barriers.

Introduction

Nigeria prides itself as Africa's largest economy. The country has long attracted foreign direct investment (FDI) in various sectors including the oil and gas, information technology, telecommunications, hospitality, fast moving consumer goods, agriculture, construction, manufacturing, etc. However, foreign companies often face difficulties repatriating profits due to macroeconomic instability, restrictive regulatory policies, and constraints regarding sourcing and usage of foreign exchange. Some of these issues negatively affect Nigeria's investment environment and raise concerns about long-term business sustainability for foreign firms operating in Nigeria. With Nigeria ranking sixth in the world for oil production and significant foreign exchange earnings from crude oil throughout the years, one would assume that the country's fundamental infrastructure deficit and disincentives for the expansion of domestic investment would have long since disappeared. However, Nigeria's economy has grown increasingly dependent on foreign investment, with foreign companies playing a crucial role in key sectors.

Regretfully, the nation continues to beg for foreign direct investment (FDI), which is thought to increase domestic savings, provide skilled labour, improve human capital by training local workers, and create jobs, among other benefits (Andohol & Bamber, 2020). Makwe and Oboro (2019) suggest that Nigeria produces more than 3.5 million barrels of crude oil per day (although this figure has significantly dropped due to oil glut) and has a foreign reserve of over US$46 billion. Nevertheless, Transparency International placed the country 128th out of 186 countries with high levels of corruption in 2012. The figure is worse off presently as the 2024 ranking showed Nigeria at 140th out of 180 countries on the corruption index. Public office holders have been exposed by Nigeria's Economic and Financial Crimes Commission (EFCC) on multiple occasions for embezzling large sums of public funds, stashing it in offshore bank accounts, or using the illicitly acquired income to buy private properties overseas. Nigeria's low domestic investments can likely be attributed to a combination of factors such as corruption, foreign remittances, and inadequate basic infrastructure (Okoli & Akujuobi, 2009). Sometimes public officials and individuals connive with foreign companies to circumvent the laws set out to guide their operations. This wide spread collusion ranges from violating local content laws, falsification of data for tax and levies purposes, use of illegal means to repatriate funds overseas etc. These acts have serious consequences on the Nigerian economy.

Remittances play a vital role in Nigeria's economy, contributing significantly to the country's foreign exchange earnings and GDP. According to the Central Bank of Nigeria (CBN), remittances from foreign companies operating in Nigeria have consistently increased over the years, reaching billions of dollars annually (CBN, 2022). However, despite their importance, foreign companies face numerous challenges in managing their remittances in Nigeria. The complexities and bureaucracies of Nigeria's regulatory environment, coupled with inefficiencies in the financial system, pose significant obstacles to seamless remittance transactions. Foreign companies encounter difficulties in navigating the regulatory requirements and bottlenecks, experiencing delays and losses due to currency fluctuations, and facing security concerns related to fraud and corruption.

This study aims at exploring the issues and challenges encountered by foreign companies in managing remittances in Nigeria. By examining the experiences and perceptions of stakeholders, including foreign companies, banks, and regulatory bodies, this work seeks to provide in-depth insights into the remittance management challenges and identify potential solutions.

2.0 The Concept of Remittance

Remittance is concerned with the transfer of funds by foreign organization to their countries of origin, usually in the form of profit repatriation, dividends, capital repatriation, management fees etc. Remittances are the capital resources that are transferred from one country to another as a result of business opportunity, political or macroeconomic policy instability. Accordingly, whether or not there will be a high level of remittances depends largely on governance, or the system of government in place; the amount of domestic investment will also depend on the business environment that the current government creates (Adetiloye, 2012; Aderoju, 2017).

Remittances are also claimed to be a strategy used by nationals of a nation to protect their savings from the poor governance practices found in nations with unstable political systems. Stated differently, remittances can be seen as the transfer of money and investments from one country to another, where they are deemed secure and out of the jurisdiction of the original source of the funds (Mahon, 1996). According to Schneider (2003), remittances are the migration of capital from developing nations, primarily to the West, driven by political upheaval and economic instability. Remittances can also be defined as large-scale financial transfers from underdeveloped to wealthy countries, either to avoid political or economic unrest or to pursue higher rates of return (Otene & Richard, 2012).

Remittances can serve as a substitute for capital flight, as individuals and businesses may choose to remit funds rather than invest them locally (Khan, 1987). Capital flight refers to the sudden and large-scale withdrawal of capital from a country, often in response to economic or political instability. This can lead to a decline in the value of the local currency, making it more difficult for individuals and businesses to access foreign exchange. Capital flight and remittance are two closely related concepts in international finance. While they are distinct phenomena, they are interconnected and can have significant impacts on each other.

Research has shown that there is a significant correlation between capital flight and remittance: Capital flight can lead to an increase in remittances, as individuals and businesses seek to transfer funds abroad to safer havens (Nwosu, 2021). Also, both capital flight and remittances are driven by similar factors, such as economic instability, political risk, and exchange rate fluctuations (Khan, 1987).

2.1 Overview of Remittance Management in Nigeria

While remittance could be inflow – transfer of funds by Nigerians and Nigerian businesses living and doing business overseas back to Nigeria, the emphasis here is remittance outflow which represent transfer of funds by foreigners and foreign organization living and doing business in Nigeria back to their home countries. Hence, remittance outflow is concerned with fund transfers from Nigeria to other countries mainly by foreign organizations doing business in Nigeria in the form of profit repatriation, dividend payments, reimbursement of operational expenses, settling of international trade obligations etc. In Nigeria, as with other countries of the world, these remittances are regulated by relevant laws and government agencies such as the central banks through foreign exchange policies, requiring documentation and approvals to access foreign exchange through approved channels. The imbalance between the demand and supply of foreign exchange complicates remittance processes, especially during periods of economic downturn or oil price volatility. Hence, these regulations are geared towards effective foreign exchange and reserve management, stabilization of the local currency and control capital flight.

2.2 Theoretical Framework

Theory seeks to explain how elements such as structures, processes, and professions are created and diffused within and between organizations (Greve, 2003). The efficiency of financial institutions in Nigeria, such as banks, regulatory bodies, and international payment systems, significantly affects the remittance process. Institutional theory focuses on the influence of formal and informal institutions on business operations. Issues such as weak banking systems, bureaucratic inefficiencies, and poor financial technology can create bottlenecks for remittance management. Below are some theories underpinning remittances.

2.2.1 Investment Diversion Theory

Kindleberger's (1966) investment diversion theory serves as the foundation for a better understanding of remittance management. According to the hypothesis, capital owners, or investors, have a tendency to transfer their resources away from nations that are either experiencing or are projected to face political or macroeconomic instability. Remittances are mostly understood in terms of the transfer of financial resources from underdeveloped to developed countries, where there are many favourable business climates and investment opportunities. Many challenges face the corporate environment in emerging nations, including high taxes, poor power supply, inadequate infrastructure, political, religious, and ethnic problems, inflation, and volatile currency rates. These are the purported explanations for the remittance problems that poor countries face, according to this idea.

Additional variables influencing remittances include political instability and corruption. Corrupt government officials misappropriate funds intended for infrastructure improvement projects. History also demonstrates that government officials who embezzle huge amount of public funds invest them overseas for protection and stash the remainder in foreign bank accounts, owing to the political and macroeconomic instability experienced by emerging nations (Olatunji & Oloye, 2015).

2.2.2 Portfolio Choice Theory

Markowitz's portfolio choice theory (1959) highlighted risk aversion and the expectation of maximizing returns as determinants of investment selection and capital allocation. Collier, Hoeffler, and Pattillo (1999) observed that Africa has the highest private wealth retained overseas, despite the region having the lowest per capita income, indicating that remittance may represent a portfolio decision. The hypothesis proposed that considerations of risk and return dictate capital outflow or inflow. The drivers of investment and remittance suggest that investors, who influence capital flows across countries, are driven by their pursuit of minimal risk and maximum return on investment.

2.2.3 Debt-Driven Flight Thesis

The debt-driven remittance thesis is an adaptation of the debt overhang hypothesis proposed by Krugman (1988). The debt overhang hypothesis posits that debt constitutes a future liability, as anticipated repayments frequently surpass the borrowing country's capacity to repay. The debt- driven remittance thesis posits that external debt stimulates remittance by devaluing the economy's currency, as the demand for foreign currency rises due to the necessity of debt service. Anetor (2019) cited the decrease in domestic interest rates and the crowding out of local investment as factors influenced by debt-driven remittances. The impact on domestic investment results from currency depreciation due to external debt repayment.

2.2.4 Transaction Cost Theory

Transaction costs related to the transfer of funds abroad, such as exchange rate fees, regulatory compliance, and delays in transaction processing, can impact the profitability of foreign companies. Also, currency risk, inflation, and regulatory changes increase the transaction costs for foreign companies. Understanding how these costs are minimized and managed is crucial to effective remittance management.

2.2.5 Purchasing Power Parity (PPP)

This theory suggests that exchange rates should adjust to equalize the price levels of two countries. For foreign companies, variations in Nigeria's inflation rate can affect the value of remitted funds in their home currency.

2.2.6 Interest Rate Parity

The interest rate parity (IRP) is a theory regarding the relationship between the spot exchange rate and the expected spot rate or forward exchange rate of two currencies, based on interest rates. The theory holds that the forward exchange rate should be equal to the spot currency exchange rate times the interest rate of the home country, divided by the interest rate of the foreign country. Summarily, the difference in interest rates between Nigeria and the home country can influence capital flows, especially in deciding when and how much to remit.

2.2.7 Microeconomic Theory of Remittances

This focuses on individual or firm-level decisions regarding the repatriation of funds. For foreign companies, the decision to remit earnings abroad can depend on profits, currency volatility, and financial strategies. Remittances can affect the host country's economy, influencing foreign exchange reserves, exchange rate stability, and economic growth.

2.2.8. Economic Theories of Foreign Direct Investment

Theories of foreign direct investment (FDI) suggest that multinational companies invest in foreign countries with the expectation of repatriating profits. However, challenges in profit remittance can affect the attractiveness of Nigeria as a foreign direct investment destination. Companies face exchange rate risks when repatriating profits from Nigeria to their home countries. The higher the volatility, the greater the risks and potential losses.

2.3 Empirical Review

The literature on remittance management in Nigeria highlights a critical intersection of economic dynamics, social welfare, and financial systems. The early work by Fonta, Onyukwu, and Nwosu (2011) laid a foundational understanding of the role remittances play in alleviating poverty and reducing income inequality across various geopolitical zones in Nigeria. Their study emphasized that remittance inflows surpass foreign direct investments and overseas development assistance, underscoring the significance of these funds in the Nigerian economy. Despite the substantial volume of remittances, the authors note a gap in empirical research that quantitatively links these inflows to poverty reduction, suggesting that a deeper understanding of this relationship is crucial for mitigating the adverse effects of migration.

Building on this foundation, Adejumo and Ikhide (2017) delved into the transmission channels of remittances, exploring their impact on both tradable and non-tradable sectors. Their analysis reveals that remittances primarily influence these sectors through consumption demand and labor supply channels. The authors advocate for a strategic shift towards encouraging investment of remittance income rather than its consumption, highlighting the potential adverse effects on Nigeria's exchange rate and competitiveness in the tradable sector. They caution against simplistic conclusions linking remittances to the symptoms of Dutch disease, indicating a need for a nuanced understanding of the economic implications of remittance flows.

Furthering the discussion on the financial landscape shaped by remittances, Ajefu and Ogebe (2019) examined the evolution of Nigeria's banking sector and its role in facilitating remittance transfers. They document significant changes resulting from liberalization policies and banking reforms, which have positioned commercial banks as key players in the remittance service industry. The authors emphasize the importance of financial inclusion, noting that many households rely on banks as intermediaries for sending and receiving remittances. This relationship between remittances and the banking sector illustrates the critical need for effective policies that enhance financial access and stability, thereby maximizing the benefits of remittance inflows for households across Nigeria.

Akinwale (2020) analyzed the correlation between capital flight and economic progress in Nigeria from 1986 to 2018. The research utilized the auto-regressive distributed lag (ARDL) approach and determined that capital flight adversely and considerably affected economic development during the study period. The report advised that policies to reduce capital flight from the country should be developed and executed accordingly. In a research examining capital flight and domestic investment in Nigeria from 1980 to 2017, Lionel et al. (2020) recommended enhancing institutions, particularly anti-corruption authorities, to mitigate the capital flight that has occurred in the country throughout the years. The study utilized the ARDL methodology, revealing that capital flight is negatively correlated with domestic investment, exhibiting a substantial effect throughout the study period.

Anetor (2019) analyzed the macroeconomic factors influencing capital flight in Sub-Saharan Africa (SSA) employing the ARDL methodology from 1981 to 2015. The research identified external debt and economic growth as the primary catalysts of capital flight in the region. The report advised the formulation of regulations to restrict the extent of external borrowing to diminish its volume, while concurrently overseeing the actions of public officials to avert the misappropriation of public funds. Asongu and Odhiambo (2019) utilized the generalized method of moments (GMM) to analyze the influence of governance on the impact of capital flight on industrialization in Africa. The study indicated that political stability enhances industrialization in Africa, whereas capital flight is negatively correlated with industrialization throughout the period from 1996 to 2010. The report advised that nations should endeavour to eliminate corruption and uphold political stability to mitigate capital flight and enhance industrialization in Africa.

Makwe and Oboro (2019) examined the impact of capital flight on economic growth in Nigeria from 1990 to 2017 utilizing the Ordinary Least Squares (OLS) approach. It has been determined that external debt servicing, as an indicator of capital flight and significant economic leakages, adversely affects Real Gross Domestic Product (RGDP). Consequently, it is advised that the government refrain from unproductive borrowing, which ultimately leads to capital flight due to substantial debt servicing obligations. Egbuwalo and Abere (2018) utilized the ARDL methodology to investigate the effect of capital flight on the growth of the Nigerian economy, concluding that an inverse relationship exists between gross domestic product (GDP) and capital flight. The report recommended the development of macroeconomic measures to control inflation and elevated exchange rates. The establishment of sufficient fundamental infrastructure was also advised.

Igwemma, Egbulonu, and Nneji (2018) advocated for adequate funding of education and health infrastructure, effective governance, and the prosecution of corrupt officials to deter capital flight and promote domestic investments while examining the impact of capital flight on the Nigerian economy from 1986 to 2016. The research utilized the ARDL approach and determined that capital flight adversely affected Nigeria's economic growth, with overseas schooling, medical expenditures, and embezzled monies serving as the primary conduits for substantial capital outflow from the nation. Adedoyin et al. (2017) pushed for the design of dynamic policies to enhance domestic investment in Nigeria and mitigate capital flight, utilizing the ARDL approach to analyze the relationship between capital flight and economic growth in Nigeria from 1981 to 2015. The analysis demonstrated that capital flight exhibited an unfavourable correlation with economic growth during the examined period.

Aderoju (2017) conducted a study utilizing the Ordinary Least Square (OLS) approach, revealing that capital flight exerts a direct and substantial impact on local investment. The research examined the impact of capital flight on domestic investment in Nigeria from 1980 to 2015. The research recommended strategies to stabilize currency rates between Nigeria and other nations, while also enacting rules to restrict the unrestricted repatriation of earnings to home countries. Peter and Ebi (2017) examined the effects of remittance and capital flight on poverty in Nigeria from 1970 to 2010, used the OLS technique, and discovered that capital flight has a significant negative impact on poverty during the study period. The report advised the implementation of policies that deter capital flight and foster a favourable business environment to mitigate the incidence of capital flight in the country.

Adedayo and Ayodele (2016) examined the effects of capital flight inflow on the Nigerian economy from 1980 to 2014 employing the OLS approach. The study concluded that the government has to create a more conducive business environment to encourage increased capital inflow into the country, as the findings indicated that such influx positively impacted Nigeria's economy throughout the study period. Ali, Ash, and Adem (2013) utilized the OLS technique to investigate capital flight in developing nations, focusing on Turkey as a case study from 1980 to 2010. Significant correlations were identified between capital flight and exchange rate, as well as between trade balance, exchange rate, uncertainty, foreign direct investment, and external debt. Nevertheless, the inflation rate was negligible at 10%. The study advised that the government implement stringent laws to mitigate capital flight from emerging nations.

Adetiloye (2012) conducted an empirical investigation of capital flight in relation to domestic investment in developing nations, utilizing the OLS methodology, with a focus on Nigeria. The study recommended coordinated efforts to enact and implement policies that promote domestic investment, based on findings indicating that capital flight's contribution to domestic investment during the study period was negligible, and an inverse relationship existed between

the variables. Ameth (2009) investigated the influence of capital flight on domestic investment within the franc zone from 1970 to 2005, employing the generalized method of moments (GMM) and ordinary least squares (OLS), and concluded that capital flight adversely impacted private domestic investment more significantly than public domestic investment. The report advised that coordinated efforts be undertaken to stabilize macroeconomic variables, ensuring the repatriation of capital flights to enhance economic growth in the region through local investment.
Okoli and Akujuobi (2009) utilized the OLS technique to analyze the determinants of capital flight in Nigeria from 1970 to 2005, revealing that the type of government significantly affected the rate of capital flight over the study period. The study concluded that political instability, shown through civil unrest and frequent military regime changes, leads to increased capital flight and the shift of domestic investments to more advantageous environments. Consequently, the report recommended the establishment of a conducive economic environment to stimulate domestic investment while simultaneously combating corruption.
Together, these various studies present a multifaceted view of remittance management in Nigeria, revealing both the socio-economic benefits and the challenges posed by these financial flows. The interplay between remittance inflows, poverty alleviation, sectoral impacts, and financial inclusion underscores the complexity of managing these resources effectively within the Nigerian context.

2.4 Key Issues in Remittance Management

Remittance management is an essential component of international companies operating in Nigeria. Nigeria serves as a prominent hub for foreign direct investment (FDI) in Africa, necessitating that these companies frequently repatriate profits, disburse salaries, and handle operational expenses in foreign currencies. These transactions provide a significant source of income to government and money transfer organizations especially considering the associated taxes and fees to such transactions. Hence, the impact of remittances on the Nigerian economy is complex and requires adequate review to appreciate the concept. Below is a review of some key issues

2.4.1 Regulatory and Policy Constraints

The regulatory framework for remittance management in Nigeria is exceedingly intricate. Numerous rules limit or govern the repatriation of funds from the country, frequently to safeguard Nigeria's foreign reserves and stabilize the domestic currency (Akinwale, 2020). International corporations have voiced apprehensions regarding the Central Bank of Nigeria's (CBN) rigorous foreign exchange regulations, which restrict access to foreign exchange for remittances.

Principal regulatory concerns involve:

i. **Foreign Exchange Control:** The Central Bank of Nigeria's regulations mandate that enterprises comply with stringent guidelines when obtaining foreign exchange for profit remittance. Companies must provide proof of tax compliance and substantiate the origin of the funds prior to remittance. Furthermore, the Central Bank of Nigeria intermittently limits access to the official foreign exchange market, complicating the ability of enterprises to obtain the necessary dollars or euros for remittances (Adedoyin et al., 2017).

ii. **Issue of double taxation:** Nigeria has agreements with several nations to prevent double taxation. Nonetheless, the procedure of adhering to these accords is frequently onerous, resulting in delays in the disbursement of dividends and earnings. In the absence of explicit norms and an effective framework, international enterprises frequently encounter additional expenses and delays. Sometimes these taxes and levies are duplicated by the three arms of government in Nigeria.

iii. **Protracted Approvals:** Owing to bureaucratic inefficiencies, enterprises frequently encounter extended delays in obtaining approval for remittance transfers, resulting in financial uncertainty and impacting cash flow management (Andohol & Bamber, 2020).

iv. **Complexity of regulatory requirements:** Multiple government agencies (e.g. CBN, FIRS, NAFDAC) have overlapping regulations, making compliance difficult.

v. **Frequent changes in regulations:** Foreign companies struggle to keep up with the constantly evolving and complex regulatory landscape in Nigeria.

vi. **Licensing and permit requirements:** Obtaining necessary licenses and permits can be time-consuming and bureaucratic.

vii. **Issue of Compliance with International Regulations:** balancing compliance with local regulations and international requirements.

2.4.2 Currency Variations and Instability

The Nigerian Naira has exhibited volatility in recent years, primarily due to oscillating oil prices (Nigeria's principal export), inflationary pressures, and political uncertainty. This unpredictability complicates international enterprises' ability to forecast their earnings and strategize remittances accordingly.

Principal concerns stemming from currency volatility encompass:

i. **Volatility of Exchange Rates:** The recurrent devaluation of the naira results in revenues generated in local currency diminishing in value upon conversion to foreign currency (Anetor, 2019). This diminishes the financial returns that overseas corporations anticipate repatriating to their parent entities. Volatility in exchange rates can result in significant losses or gains for foreign companies as their inability to predict future exchange rates makes it challenging for them to budget or plan.

ii. Nigeria employs a dual exchange rate system, featuring an official rate established by the Central Bank of Nigeria (CBN) alongside a parallel market rate, which arises from restricted access to foreign exchange (Adedoyin et al., 2017). Until recently, the country had multiple exchange rate for different purposes. Foreign enterprises are compelled to get foreign exchange at elevated rates in the parallel market, thereby escalating expenses.

iii. **Limited access to foreign currency:** Foreign companies face difficulties accessing foreign currency for remittances.

2.4.3 Infrastructure and Technological Obstacles

Nigeria has made progress in enhancing its financial infrastructure; yet, issues persist that affect remittance handling by international enterprises. These difficulties encompass ineffective banking institutions, inadequate digital integration, and protracted processing delays for foreign payments.

Principal concerns here encompass:

i. Nigerian banks encounter liquidity challenges and operational inefficiencies, resulting in delays in the processing of substantial remittance requests. Moreover, several international enterprises have indicated challenges in exchanging substantial amounts of naira for foreign currency, hence exacerbating the remittance process (Igwemma et al., 2018).
ii. Insufficient Technological Innovation: Despite the growth of fintech in Nigeria, numerous banks and financial institutions are sluggish in embracing advanced technology for international transfers. This leads to postponed or unsuccessful remittances, elevating transaction expenses and obstructing the movement of capital.
iii. Power supply issues: Frequent power outages disrupt remittance processing.
iv. Limited technology adoption: Nigeria's financial system's limited technology adoption hinders efficient and timely remittance processing.
v. Integration challenges: Foreign companies face difficulties integrating their systems with local banks.
vi. Digital payment limitations: Digital payment options are limited.

2.4.4 Corruption and Absence of Transparency

Corruption persists as a significant challenge in Nigeria's corporate landscape, affecting remittance management. Foreign enterprises may encounter demands for bribes to accelerate regulatory clearances or obtain foreign exchange, hence raising ethical and legal issues.

Principal concerns here involve:

i. **Corruption and Informal Transactions:** Some foreign companies experience requests for unofficial payments to expedite foreign exchange access or obtain requisite approvals for remittance (Adedoyin et al., 2017). This not only escalates the expense of conducting business but also diminishes Nigeria's appeal as a destination for foreign direct investment (FDI).
ii. **Absence of Explicit Regulatory Frameworks:** The lack of explicit, transparent protocols for accessing foreign exchange and remitting funds facilitates fraudulent behaviours (Adedoyin et al., 2017). Companies devoid of insider information or contacts may encounter greater challenges in navigating the system, resulting in a competitive disadvantage.

2.4.5 Payment Delays and Processing Issues

International remittances can be a convoluted and involve time-consuming process. Hence, it can be halted at any point – causing friction, delays and a suboptimal experience for all those involved. Often this is due to incomplete payment information, Anti-Money Laundering (AML) checks and other fraud screening measures. The transmission of international payments are not as digitized or standardized as other transactions, meaning that the solution is often manually intensive and can leave the payment in limbo for several weeks, increasing the risk of errors and delays. Also, Nigeria's payment infrastructure can be slow, leading to delayed transactions.

2.4.6 Security and Fraud Concerns

International money transfers are prime targets for fraudsters and scammers who exploit vulnerabilities in the system to deceive unsuspecting individuals and businesses. From phishing scams and identity theft to counterfeit payments and fraudulent investment schemes, the range of fraudulent activities is vast and evolving. Fraudsters often impersonate legitimate financial institutions or use sophisticated tactics to trick individuals into divulging sensitive information or transferring funds to fraudulent accounts. Once the money is sent, it can be challenging to recover, leaving victims at a significant financial loss.

2.4.7 Effects on Foreign Investment

The difficulties in handling remittance deter prospective foreign investors and may result in divestment by enterprises currently operating in Nigeria (Makwe & Oboro, 2019). The challenges associated with repatriating revenues diminish Nigeria's appeal as a foreign direct investment destination, perhaps leading to long-term economic repercussions.
Significant effects encompass:

i. **Decreased Investment:** Investors may hesitate to allocate cash to Nigerian enterprises if they are unclear regarding the capacity to repatriate revenues. This diminishes the influx of foreign capital, which is crucial for stimulating economic growth.
ii. **Divestment of Foreign corporations:** Certain corporations may opt to withdraw completely from Nigeria owing to challenges in remittance management, resulting in job losses and diminished tax revenue for the government. There are examples of Michelin, Agip Oil Company etc that have left the country and moved their investments elsewhere.

2.4.8 Legal Issues

When companies expand across borders into foreign jurisdictions in order to achieve growth, the level of risk can increase due to the divergent legal systems in each country. Although most developed countries adhere to systems of civil law, these can vary wildly between different nations and as a result lead to drastically different interpretations in agreements for mergers and other agreements. A notable example of this is intellectual property protection, which can diverge a great deal between foreign jurisdictions.
The language of the contract in question also leads to issues with enforceability, as either party may struggle to decide which interpretation should have authority in either domestic or international courts. Data protection laws also vary between different countries, resulting in both compliance issues but also the costs associated with seeking the relevant domestic or foreign counsel to interpret dense legislation and provide clarity.

2.4.9 Tax and Levy Issues

As with legislation, taxation and levies also differ between countries. A payment may have tax implications in its destination country, which requires the foreign company to consider which ones may apply and therefore affect the profitability or fairness of the deal. Taxation treaties have been devised throughout the years to avoid the scenario of double-taxation, but these tend to be specific to each country – meaning that recipients or payees may not be entirely exempt under those same terms. Also, some levies are duplicated by overlapping government agencies. This will also affect remittance management by foreign companies.

2.4.10. Foreign Exchange Scarcity

The Nigerian economy is heavily dependent on oil exports for foreign exchange earnings. Prior to independence in 1960, Nigeria earned a lot of foreign exchange from agriculture especially unprocessed agricultural materials. A lot of foreign companies sourced their materials from Nigeria and other African countries. Some even established their businesses in Nigeria as to expand their operations. This led to the injection of foreign investment into the country with the attendant opportunity to transfer technology, human capital development, provision of employment opportunity etc. With the discovery of oil in commercial quantity in Nigeria, the agricultural sector was abandoned and the country now significantly depend on oil for foreign exchange. Hence, when oil prices fall or production is disrupted, foreign exchange becomes scarce. This directly affects the ability of foreign companies to repatriate profits, thereby forcing them to delay transfers of their remittances or source funds from parallel markets at higher rates.

There is also the issue of high transfer charges and limited access to financial services. It has been observed that formal remittance prices, especially between Nigeria and other African countries, is high when compared to what is obtainable elsewhere. This is a reflection of market inefficiencies especially with respect to a lack of competition in the remittance market. Some of these companies also lack appropriate documentation that will enable them access services from formal financial institutions. This also affect their ability to utilize their remittances effectively thereby exposing them to rely on informal transfer channels like money orders or family networks which can be costly and less reliable.

While Nigeria's efforts to stabilize its economy through stringent foreign exchange laws and policies are commendable, it is crucial to strike a balance that does not stifle foreign investment and business operations in Nigeria. By adopting a more flexible and transparent approach to remittance outflows management, Nigeria can create an environment that attracts and retains foreign companies, ultimately contributing to sustainable economic growth.

2.4.11 Regulatory Bottlenecks

Regulatory bottlenecks experienced by foreign companies operating in Nigeria include bureaucratic processes like compulsory registration and obtaining permits and licenses for their operations, complex laws governing their operations and strict compliance with various policies, regulations and processes. Furthermore, strict documentation requirements and delays in approval from the Central Bank of Nigeria make the process of remittance cumbersome. These include the need for generation of Certificates of Capital Importation (CCI), tax clearance certificates, audited financial statements, and compliance with transfer pricing regulations. Other requirements include compulsory registration and incorporation before commencement of business, compliance with requirement for obtaining permits, licenses and approvals to operate in certain sectors from Federal, State and Local Governments and their agencies, compliance with Nigerian laws relating to taxation, employment, foreign exchange etc. Some of these requirements are sometimes duplicated by State and Local Government. Moreover, the processes involved in obtaining these regulatory documents and approvals are sometimes tedious and lack transparency thereby encouraging the giving of bribes to facilitate the process. Hence, these regulatory requirements, sometimes create serious bottlenecks that discourage most foreign companies from operating in Nigeria.

2.4.12 Exchange Rate Volatility and Multiple Exchange Rate

Nigeria's economic challenges such as inflation, currency devaluation, and liquidity challenges with respect to foreign exchange, have impelled the Central Bank of Nigeria (CBN) to design and implement policies aimed at stabilizing the naira and managing foreign exchange. Notably, the Central Bank of Nigeria has restricted International Money Transfer Organizations (IMTOs) to inflows or inbound transfers only, halted outbound international money transfer transactions, and mandated that all diaspora remittances be paid out in Naira. These measures, while addressing immediate economic concerns, have introduced complexities for foreign companies operating in Nigeria. On the other hand, the existence of multiple exchange rates—such as the official rate, the Investors and Exporters (I&E) window, and the parallel market rate—creates uncertainty. Companies often cannot access forex at the official rate, making repatriation more expensive and unpredictable.

2.4.13 Capital Control and Policy Inconsistencies

Nigeria has implemented various capital control measures to protect foreign reserves, such as limiting forex access for certain imports or restricting repatriation limits. Frequent policy shifts create an uncertain environment for planning and budgeting, leading to reduced investor confidence.

2.4.14 Infrastructure and Technological Limitation

Funds repatriation by foreign companies operating in Nigeria provides a significant source of income in the form of fees and taxes to banks and government in Nigeria. However, these foreign companies sometimes experience challenges relating to funds transfers. These include high transfer costs charged by banks and International Money Transfer Organizations, restricted access to financial services, and a reliance on informal transfer channels. Formal remittance prices between Nigeria and other countries rank high when compared to what is obtainable in Europe and Asia reflecting a lack of competition in the remittance market. Also, delays in processing request for remittance and financial processing systems, poor digital infrastructure, and limited access to fintech solutions in some sectors hamper smooth remittance operations. Reliance on informal transfer channels like money orders or family networks can also be risky and less reliable. All these hinder the efficient operations of remittances for development purpose

2.5 Impact on the Nigerian Economy

Despite all the issues associated with remittance by foreign companies operating in Nigeria, ih has some implication on the Nigerian economy as outlined below:

i. Consumption of Non-Tradable Goods: Remittances can increase demand for non-tradable goods, potentially driving up prices and making exports less competitive.
ii. Real Exchange Rate Appreciation: A surge in remittance inflows could lead to the appreciation of the real exchange rate, making exports more expensive and imports cheaper.
iii. Inefficient Use of Remittances: Despite high inflow of foreign direct investment in Nigeria, poverty and inequality persist in Nigeria, suggesting a need for more efficient channeling of remittances towards development projects.
iv. Corruption and Lack of Transparency: Corruption can hinder the effective use of remittances and divert resources from development projects.
v. Political Instability and Business Climate: Political instability and an unfavorable business environment can also impact the flow and use of remittances. Some foreign organizations use foreign direct investment as a channel to promote some programmes and ideologies inimical to the local economy and culture. It is sometimes used to sponsor some political and economic interests that benefit the foreigners more than the Nigerian economy
vi. Lack of Adequate Remittance Programs: A lack of well-designed and implemented remittance programs can also hinder the positive impact of remittances on development.

2.6. Implications for Foreign Companies

There are consequences of the issues associated with remittance on the foreign companies. Some of them are:

i. **Investment Deterrent:** Difficulties in profit repatriation may discourage reinvestment or new Foreign Direct Investment.
ii. **Cash Flow Constraints:** Inability to move funds can affect the parent company's global operations.
iii. **Currency Risks:** Forced use of parallel markets or holding funds in naira exposes firms to devaluation risks.
iv. **Compliance Costs:** Meeting complex regulatory requirements adds to operational expenses.

3 Conclusion and Recommendations

3.1 Conclusion

Remittance outflow management remains a significant challenge for foreign companies in Nigeria due to structural, regulatory, and economic issues. A stable macroeconomic environment, efficient forex policies, and improved regulatory systems are essential to attract and retain foreign investment. Addressing these challenges will not only benefit foreign companies but also enhance Nigeria's reputation as a viable investment destination.

In conclusion, remittance management by foreign companies in Nigeria presents a number of challenges, including regulatory bottlenecks (stringent foreign exchange laws), exchange rate volatility, high transaction costs, technological obstacles, compliance difficulties and an underdeveloped financial infrastructure. The regulatory structure designed to manage foreign exchange and capital outflows hinders the acquisition of hard currency for remittances, while variations in exchange rates exacerbate the situation. Moreover, inadequate banking infrastructure and dependence on informal remittance channels intensify the difficulties. These issues can deter foreign direct investment and hinder the smooth flow of capital out of the country.

To address these challenges, Nigeria needs to implement a multi-pronged approach. Strengthening the regulatory framework and making it more transparent, investing in financial infrastructure and technology, addressing exchange rate volatility, and promoting stakeholder engagement are essential steps. By adopting these measures, Nigeria can create a more favorable environment for foreign companies to manage their remittances efficiently. This will guarantee that foreign companies may efficiently remit their profits, which is crucial for maintaining foreign direct investment inflows and attaining sustained economic growth and stability in Nigeria. Moreover, a stronger focus on diversification of the Nigerian economy and enhanced legal protections for investors will mitigate the risks associated with currency volatility and remittance management. Ultimately, foreign companies and the Nigerian economy both stand to benefit from a more efficient, transparent, and secure remittance system.

3.2 Recommendations

To tackle the issues in remittance management, numerous essential modifications are required. These ideas seek to establish a more transparent, efficient, and predictable environment for foreign enterprises operating in Nigeria.

3.2.1 Strengthen Regulatory Framework and Improve Policy Transparency

This will involve the following:

a. The Nigerian government, through the Central Bank of Nigeria (CBN), should ensure that policies regarding remittances are consistent and transparent. Frequent changes to foreign exchange policies create uncertainty for foreign companies, making remittance management difficult. A clear and stable policy would encourage better planning and reduce risks.

b. Simplifying the regulatory requirements for remittance transactions would ease the process. Foreign companies should be able to remit their earnings more efficiently through streamlined approval processes.

c. Banks and other financial institutions involved in international money transfer should improve their financial infrastructure as to enhance the ease of funds transfers across countries. Similarly, improving the country's financial infrastructure, including interbank systems, payment gateways, and international remittance channels, will reduce delays and transaction costs for foreign companies. Modernizing these systems can facilitate seamless transfers and enhance overall financial efficiency.

d. Encouraging the adoption of fintech solutions can lower remittance costs and enhance transaction speed. Blockchain and digital ledger technologies, for example, could reduce the cost of cross-border transfers and improve transparency.

3.2.2 Address Exchange Rate Volatility

This will entail the following:

a. Foreign companies operating in Nigeria should be encouraged to use hedging strategies to mitigate exchange rate risks. The availability of hedging instruments such as forward contracts and options should be expanded in Nigeria to help companies protect themselves from currency fluctuations.

b. While Nigeria operates a managed float system, improving the flexibility of this system and allowing market-driven adjustments to the exchange rate can reduce the negative impact of volatility on foreign remittance processes.

3.2.3 Encourage Dialogue Between Stakeholders

Some of the critical issues here involve;

a. The Nigerian government, in collaboration with private financial institutions and multinational companies, should establish a platform for dialogue and collaboration. This would allow the government to receive feedback from companies about the challenges they face in remittance management and jointly develop practical solutions.

b. Nigeria should seek partnerships with international financial organizations to learn best practices and adopt global standards for remittance management, further enhancing investor confidence.

3.2.4 Promote Legal Framework for Profit Repatriation

a. Legal mechanisms that ensure foreign companies can repatriate their profits in a timely manner should be enhanced. These include enacting or improving laws that protect foreign investors' rights regarding capital repatriation without unnecessary delays.

b. Ensuring that corruption and illicit financial flows do not hinder remittance processes is essential. Implementing strict anti- corruption measures and improving transparency in financial regulations will reduce inefficiencies.

3.2.5 Encourage Economic Diversification

a. Nigeria's heavy reliance on oil revenues makes its economy and currency more vulnerable to global commodity price fluctuations, which affect foreign remittances. Diversifying the economy by promoting sectors such as technology, agriculture, and manufacturing can provide greater economic stability and reduce currency volatility, making remittance management easier.

3.2.6 Other Recommendations

a. Governments should develop comprehensive policies that outline how remittances can be used to support development goals, including education, healthcare, and infrastructure.

b. Educating individuals about the benefits of using formal remittance channels and the potential for using remittances for investments can help to shift towards more responsible remittance practices.

c. Actively engaging with diaspora communities to understand their needs and preferences can help to ensure that remittance policies and initiatives are relevant and effective.
d. Encouraging diversification of exports and boosting non-oil forex inflows can help stabilize supply. Developing a more robust export base will ease forex constraints.
e. Unifying exchange rates under a market-driven mechanism would reduce arbitrage and provide clarity for investors.
f. Digitalizing and simplifying the remittance approval process would reduce delays and enhance transparency.
g. Encouraging fintech innovations in cross-border payments and blockchain-based systems could reduce transaction costs and improve remittance efficiency.
h. Maintaining predictable, investor-friendly policies will increase trust and long-term foreign direct investment inflows.
i. Reducing transfer costs and increasing access to formal financial services can encourage the use of formal remittance channels.
j. Encouraging the use of remittances for development projects like education, healthcare, and infrastructure can maximize their impact.
k. Robust regulatory oversight and security protocols can help prevent the misuse of remittances for illicit financial activities.
l. Improving infrastructure and education can enhance Nigeria's ability to attract and utilize remittances effectively

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