



Miscellaneous No. 7 (2011)

Amendment of the Agreement Establishing the European Bank for
Reconstruction and Development in order to enable the Bank to operate in
Countries of the Southern and Eastern Mediterranean (Resolution No.137)

Adopted London, 30 September 2011

[The Amendment to the Agreement has not been accepted by the United Kingdom]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
December 2011*

© Crown copyright 2011

You may re-use this information (excluding logos) free of charge in any format or medium, under the terms of the Open Government Licence. To view this licence, visit <http://www.nationalarchives.gov.uk/doc/open-government-licence/> or e-mail: psi@nationalarchives.gsi.gov.uk.

Where we have identified any third party copyright information you will need to obtain permission from the copyright holders concerned.

Any enquiries regarding this publication should be sent to us at Treaty Section, Foreign and Commonwealth Office, King Charles Street, London, SW1A 2AH

This publication is available for download at www.official-documents.gov.uk

ISBN: 9780101824828

Printed in the UK by The Stationery Office Limited
on behalf of the Controller of Her Majesty's Stationery Office

ID: P002469131 12/11 17308 19585

Printed on paper containing 30% recycled fibre content minimum.

**AMENDMENT OF THE AGREEMENT ESTABLISHING THE
EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT IN
ORDER TO ENABLE THE BANK TO OPERATE IN COUNTRIES OF THE
SOUTHERN AND EASTERN MEDITERRANEAN
(RESOLUTION NO. 137)**

THE BOARD OF GOVERNORS

Observing the historic changes occurring in North Africa and the Middle East;

Recalling Resolution No. 134, *Possible Geographic Expansion of the Bank's Region of Operations* adopted on 21 May 2011, by which the Board of Governors asked the Board of Directors to make recommendations to the Board of Governors with respect to, *inter alia*, an amendment of Article 1 of the Agreement Establishing the European Bank for Reconstruction and Development¹ (the Agreement) providing for an appropriate regional extension to the geographic scope of the EBRD's mandate and an appropriate mechanism to grant recipient country status to member countries within such extended region, while ensuring that any such extension should not require additional capital contributions or compromise the agreed scope and impact of the Bank's operations in the existing recipient countries;

Recalling also the confirmation in the Board of Directors' Report on the Fourth Capital Resources Review (CRR4) for the period 2011-2015, which was endorsed by the Board of Governors in Resolution No. 128, that graduation remains a fundamental principle for the Bank;

Having considered and being in agreement with the report of the Board of Directors to the Board of Governors on the *Geographic expansion of the Bank's Region of Operations to the Southern and Eastern Mediterranean* and its recommendations, *inter alia*, that the Board of Governors approve an amendment of Article 1 of the Agreement in order to enable the Bank to operate in countries of the Southern and Eastern Mediterranean;

NOW THEREFORE HEREBY RESOLVES THAT:

1. Article 1 of the Agreement be amended to read as follows:

"ARTICLE 1

Purpose

In contributing to economic progress and reconstruction, the purpose of the Bank shall be to foster the transition towards open market-oriented economies and to promote private and entrepreneurial initiative in the Central and Eastern European countries committed to and applying the principles of multiparty democracy,

¹ Treaty Series No. 070 1991 Cm 1670

pluralism and market economics. Subject to the same conditions, the purpose of the Bank may also be carried out in Mongolia and in member countries of the Southern and Eastern Mediterranean as determined by the Bank upon the affirmative vote of not less than two-thirds of the Governors, representing not less than three-fourths of the total voting power of the members. Accordingly, any reference in this Agreement and its annexes to "Central and Eastern European countries", "countries from Central and Eastern Europe", "recipient country (or countries)" or "recipient member country (or countries)" shall refer to Mongolia and each of such countries of the Southern and Eastern Mediterranean as well."

2. Members of the Bank be asked whether they accept the said amendment by (a) executing and depositing with the Bank an instrument stating that such member has accepted the said amendment in accordance with its law and (b) furnishing evidence, in form and substance satisfactory to the Bank, that the amendment has been accepted and the instrument of acceptance executed and deposited in accordance with the law of that member.

3. The said amendment enter into force seven days after the date on which the Bank has formally confirmed to its members that the requirements for accepting the said amendment, as provided for in Article 56 of the Agreement Establishing the Bank, have been met.

(Adopted _____)



information & publishing solutions

Published by TSO (The Stationery Office) and available from:

Online

www.tsoshop.co.uk

Mail, Telephone, Fax & E-mail

TSO

PO Box 29, Norwich, NR3 1GN

Telephone orders/General enquiries: 0870 600 5522

Order through the Parliamentary Hotline Lo-Call 0845 7 023474

Fax orders: 0870 600 5533

E-mail: customer.services@tso.co.uk

Textphone: 0870 240 3701

The Parliamentary Bookshop

12 Bridge Street, Parliament Square

London SW1A 2JX

Telephone orders/General enquiries: 020 7219 3890

Fax orders: 020 7219 3866

Email: bookshop@parliament.uk

Internet: <http://www.bookshop.parliament.uk>

TSO@Blackwell and other Accredited Agents

ISBN 978-0-10-182482-8



9 780101 824828