(Published 20th May, 2022)

Act

No. 18 of 2022

I assent

DR. LAZARUS MCCARTHY CHAKWERA
PRESIDENT
12th May, 2022

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
2. Authorization to borrow and receive an equivalent of SDR 31,900,000
3. Application of the Financing
4. Repayment charged on the Consolidated Fund
5. Exemption from taxes, charges, etc.
6. Finalization and signature of the Financing Agreement

An Act to authorize the Malawi Government to borrow from the International Development Association, sums of money in various convertible currencies, not exceeding in the aggregate, the equivalent of eight million five hundred thousand Special Drawing Rights (SDR8,500,000) and to receive from the International Development Association, sums of money in various convertible currencies, not exceeding in the aggregate, the equivalent of twenty-three million four hundred thousand Special Drawing Rights (SDR23,400,000) an amount totaling thirty one million nine hundred thousand Special Drawing Rights (SDR31, 900,000)

ENACTED by the Parliament of Malawi as follows—

Short title

1. This Act may be cited as the International Development Association (Additional Financing for Lilongwe Water and Sanitation Project) Loan (Authorization) Act, 2022.

Authorization to borrow and receive an equivalent of SDR 31, 900, 000

2.—(1) The Minister of Finance, is hereby authorized to—

(*a*) borrow from the International Development Association, sums of money in various convertible currencies not exceeding in the aggregate the equivalent of eight million five hundred thousand Special Drawing Rights (SDR8,500,000) (the "Credit"); and

(*b*) receive from the International Development Association, sums of money in various convertible currencies not exceeding in the aggregate, the equivalent of twenty-three million four hundred thousand Special Drawing Rights, (SDR23,400,000) (the "Grant"),

collectively referred to as the "Financing", for the purpose specified in section 3 at the times and on the terms and conditions which the Minister may, in his discretion, agree with the International Development Association.

(2) The terms and conditions which the Minister of Finance shall agree with the International Development Association shall be reduced to writing and such written agreement is hereinafter referred to as the "Financing Agreement".

Application of the Financing

3. The proceeds of the Financing authorized by section 2 shall be appropriated and applied to finance the Lilongwe Water and Sanitation Project, and for no other purpose.

Repayment charged on the Consolidated Fund

4. The sums required, from time to time, for the repayment of the credit and any other payments to be made by the Government to the International Development Association under, and in accordance with the provisions of the Financing Agreement, are hereby charged on the Consolidated Fund.

Exemption from taxes, charges, etc.

5. All sums to be paid in accordance with section 4 shall, notwithstanding the provisions of any other written law, be paid without deduction for, and free from, any tax or charge whatsoever, and shall be free from all restrictions or limitations imposed by or under any written law of Malawi.

Finalization and signature of the Financing Agreement

6. The Minister of Finance or such other person as he may appoint, is hereby authorized to—

(*a*) settle the sums of the Financing Agreement, but not so as to affect the general purpose thereof, nor to increase the amount of the Financing;

(*b*) sign the Financing Agreement on behalf of the Malawi Government; and

(c) do such other things as may be necessary to implement the terms of the Financing Agreement.

Passed in Parliament this seventeenth day of March, two thousand and twenty-two.

FIONA KALEMBA
Clerk of Parliament