

20192443803

PARLIAMENT OF THE REPUBLIC OF NORTH MACEDONIA

Pursuant to paragraphs 1 and 2, Article 75 of the Constitution of the Republic of North Macedonia, President of the Republic of North Macedonia and President of the Parliament of the Republic of North Macedonia issue the following

DECREE ON PROMULGATION OF THE LAW ON GUARANTEE BY THE REPUBLIC OF NORTH MACEDONIA UNDER THE LOAN AGREEMENT FOR ADDITIONAL FINANCING FOR THE PROJECT ON CONSTRUCTION OF KICEVO-OHRID MOTORWAY, TO BE CONCLUDED BETWEEN THE EXPORT-IMPORT BANK OF CHINA AND THE PUBLIC ENTERPRISE FOR STATE ROADS

Law on Guarantee by the Republic of North Macedonia under the Loan Agreement for additional financing for the Project on Construction of Kicevo-Ohrid Motorway, to be concluded between the Export-Import Bank of China and the Public Enterprise for State Roads, adopted by the Parliament of the Republic of North Macedonia at its session held on 21st November 2019, is hereby promulgated.

No. 08-6197/1
21st November 2019
Skopje

President of the Republic
of North Macedonia,
Stevo Pendarovski, in his own hand

President
of the Parliament of the Republic
of North Macedonia,
Talat Xhaferi, MA, in his own hand

LAW ON GUARANTEE BY THE REPUBLIC OF NORTH MACEDONIA UNDER THE LOAN AGREEMENT FOR ADDITIONAL FINANCING FOR THE PROJECT ON CONSTRUCTION OF KICEVO-OHRID MOTORWAY, TO BE CONCLUDED BETWEEN THE EXPORT-IMPORT BANK OF CHINA AND THE PUBLIC ENTERPRISE FOR STATE ROADS

Article 1

Republic of North Macedonia shall guarantee the settlement of liabilities and the fulfilment of provisions referred to in the Loan Agreement for additional financing for the Project on Construction of Kicevo-Ohrid Motorway, to be concluded between the Export-Import Bank of China and the Public Enterprise for State Roads, in the amount of USD 179,694,572.51, in case the Public Enterprise for State Roads fails to meet and settle the liabilities under the Loan Agreement.

Article 2

The terms and conditions and the manner of using the Loan referred to in Article 1 of this Law shall be determined in the Loan Agreement for additional financing for the Project on

Construction of Kicevo-Ohrid Motorway, to be concluded between the Export-Import Bank of China and the Public Enterprise for State Roads for the Project on Construction of Kicevo-Ohrid Motorway.

Article 3

The terms and conditions and the manner of calling up the guarantee referred to in Article 1 of this Law shall be determined in the Guarantee Letter, which shall be signed by the Minister of Finance on behalf of the Republic of North Macedonia.

Minister of Justice shall issue legal opinion about the legal validity of the Guarantee Letter referred to in paragraph 1 of this Article.

Article 4

All liabilities arising from the Loan Agreement referred to in Article 1 of this Law, as well as the loan, shall be settled by Public Enterprise for State Roads from its own revenues, within the deadline and the terms and conditions provided under the Loan Agreement.

Article 5

Repayment period of the loan referred to in Article 1 of this Law shall be 20 years, including five-year grace period.

Interest rate shall be fixed, and shall amount to 2% annually on the outstanding amounts of the loan.

Loan shall be repaid in 30 equal semi-annual instalments, falling due on 20th April and 20th October each year.

Article 6

Public Enterprise for State Roads shall pay to the Export-Import Bank of China management fee amounting to 0,25% of the loan amount, within 30 days after the Loan Agreement referred to in Article 1 of this Law becomes effective.

Public Enterprise for State Roads shall pay to the Export-Import Bank of China commitment fee amounting to 0.25% of the loan on annual level, from and including the date falling 30 days after the date on which the Loan Agreement referred to in Article 1 of this Law becomes effective.

Article 7

To the end of regulating the mutual rights and obligations arising from the Loan Agreement referred to in Article 1 of this Law and the Guarantee Letter, Ministry of Finance and Public Enterprise for State Roads shall conclude separate agreement.

Article 8

This Law shall enter into force on the day it is published in the "Official Gazette of the Republic of North Macedonia".