Draft Order laid before the House of Commons under section 11(5) of the International Development Act 2002 (c. 1), for approval by resolution of the House of Commons.

DRAFT STATUTORY INSTRUMENTS

2024 No.

INTERNATIONAL DEVELOPMENT

The Asian Development Bank (Thirteenth Replenishment of the Asian Development Fund) Order 2024

Made - - - - ***

Coming into force in accordance with article 1

The Secretary of State makes this Order in exercise of the powers conferred by section 11(4) of the International Development Act 2002 ("the Act")(**a**) for the purposes of approving a payment under section 11(3) of the Act.

Section 11 of the Act provides that where the Government of the United Kingdom becomes bound to make a relevant payment(**b**)to a multilateral development bank(**c**)the Minister(**d**)may make the relevant payment and other associated payments specified in section 11(3).

Section 11(4) of the Act provides that section 11(3) applies to a payment only if it is approved by an order made by the Treasury, or by the Secretary of State with the approval of the Treasury.

In accordance with section 11(5) of the Act, a draft of this Order has been laid before the House of Commons and approved by resolution of that House.

Citation and commencement

1. This Order may be cited as the Asian Development Bank (Thirteenth Replenishment of the Asian Development Fund) Order 2024 and comes into force on the day after the day on which it is made.

Interpretation

2. In this Order—

(**a**) 2002 c. 1. Section 11(3) and (4) was amended by S.I. 2017/1283.
(**b**) The term "relevant payment" is defined in section 11(2) of the International Development Act 2002. The payments mentioned in article 3 of this Order are relevant payments for the purposes of that definition.
(**c**) The term "multilateral development bank" is defined in section 11(2) of the International Development Act 2002. The Asian Development Bank is a multilateral development bank for the purposes of that definition.
(**d**) The term "the Minister" is defined in section 1(4) of the International Development Act 2002 as meaning the Secretary of State or the Treasury.

"the Bank" means the Asian Development Bank established by agreement dated 4th December 1965, as ratified by the Government on 26th September 1966(**a**);

"the Fund" means the Asian Development Fund of the Bank established by Resolution No. 62 dated 28th April 1973 of the Board of Governors of the Bank;

"the Government" means the Government of the United Kingdom; and

"the Resolution" means Resolution No. 427 titled "Thirteenth Replenishment of the Asian Development Fund and Eighth Regularized Replenishment of the Technical Assistance Special Fund" of the Board of Governors of the Bank dated 1st October 2024(**b**).

Relevant Payments

3. The Minister may, on behalf of the Government, and in accordance with section 11 of the International Development Act 2002—

(a) make a payment of a further contribution to the Fund not exceeding £120 million in accordance with arrangements made between the Government and the Bank in accordance with the Resolution; and

(b) make payment of sums required to redeem any non-interest-bearing and non-negotiable notes or other obligations which may be issued or created by the Secretary of State and accepted by the Fund pursuant to arrangements mentioned in paragraph (a).

Name
Minister of State
Date Foreign, Commonwealth and Development Office

We approve,

Name
Name
Date Two of the Lords Commissioners of His Majesty's Treasury

(**a**) Cmnd. 3762; this Command Paper is available from UK Treaties Online at https://www.gov.uk/guidance/uk-treaties.
(**b**) This Resolution is available online at https://www.adb.org/documents/resolution-427-13th-replenishment-adf-and-8th-regularized-replenishment-tasf.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order approves the making of payments on behalf of the Government of the United Kingdom to the Asian Development Bank of sums not exceeding £120 million as a contribution to the thirteenth replenishment of the Asian Development Fund (the "Fund"). The payments approved by this Order will be made pursuant to Resolution No. 427 adopted by the Board of Governors of the Asian Development Bank on 1st October 2024. The Order also provides for the redemption of non-interest-bearing and non-negotiable notes issued by the Secretary of State pursuant to arrangements between the Government and the Bank.

An impact assessment has not been produced for this instrument as no, or no significant, impact on the private, public or voluntary sector is foreseen.

The provisions of the Resolutions No. 62 (which established the Fund), No. 427 (which authorised the thirteenth replenishment of the Fund) and Command Paper 3762 may be obtained free of charge by application to the Foreign, Commonwealth and Development Office, King Charles St, London SW1A 2AH.

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