January 31, 2013

Mr. Robert Tranter
First Assistant Director General
PNG and Pacific Division
Australian Agency for International Development (AusAID)
GPO Box 887
Canberra ACT 2601

Amendment No. 9 to the Agreement between the Commonwealth of Australia and the International Bank for Reconstruction and Development and the International Development Association concerning the Multi-Donor Trust Fund for Pacific Facility III (TF055181)

Dear Mr. Tranter:

We refer to the Administration Agreement dated July 11, 2005, between the Commonwealth of Australia (the “Donor”) and the International Bank for Reconstruction and Development and the International Development Association (collectively, the “World Bank”) regarding the Multi-Donor Pacific Trust Fund Facility III, as amended to date (the “Agreement”).

We are pleased to acknowledge on behalf of the Donor the intention of Australia, through the Australian Agency for International Development (“AusAID”), (the “Donor”) to make available a supplemental contribution of seven million five hundred and twenty five thousand Australian dollars (A$7,525,000). Furthermore, the World Bank proposes to extend the closing date to December 31, 2014.

Accordingly, the World Bank proposes to amend the Agreement and the Standard Provisions incorporated therein to read as follows:

1. Paragraph 1 of the Agreement is amended so as to read as follows:

“We are pleased to acknowledge on behalf of the International Bank for Reconstruction and Development (“IBRD”) and the International Development Association (“IDA”) (collectively, the “Bank”), the intention of Australia, through the Australian Agency for International Development (“AusAID”), (the “Donor”) to make available as a grant the sums of (a) ten million Australian dollars (A$10,000,000); (b) thirty-five thousand Australian dollars (A$35,000); (c) one hundred and fifty three thousand four hundred Australian dollars (A$153,400); (d) five hundred and seventy thousand forty three United States dollars and forty six centrs (US$570,043.46); (e) twelve million Australian dollars (A$12,000,000); (f) two million Australian dollars (A$2,000,000); (g) nine million Australian dollars (A$9,000,000); (h) six million six hundred and fifty thousand Australian dollars (A$6,650,000); and (i) seven million five hundred and twenty five thousand Australian dollars (A$7,525,000) (together, the “Contribution”) for the Multi-Donor Pacific Trust Fund Facility III (the “Project”).
Other donors are expected to contribute to this trust fund on the terms and conditions specified in the Annex 1 to this Agreement.”

2. Paragraph 3 of the Agreement is amended by adding two new subparagraphs (ix) and (x) as follows and renumbering the remaining subparagraphs as (xi) and (xii) respectively:

“(ix) Following countersignature of Amendment No. 9 and submission of a payment request by the Bank, the Donor shall promptly deposit five million five hundred and twenty five thousand dollars (A$5,525,000).

(x) Following July 1, 2013 and submission of a payment request by the Bank, the Donor shall promptly deposit two million dollars (A$2,000,000).”

3. Paragraph 10.1 of Annex 1 (Standard Provisions Applicable to Contributions to the Multi-Donor Trust Fund Pacific Facility III TF No. 055181) is amended to read as follows:

“10.1 It is expected that the Contribution funds shall be fully disbursed by the Bank in accordance with the provisions of this Agreement by December 31, 2014. The Bank shall only disburse Contribution funds for the purposes of this Agreement after such date with the written approval of the Donor.”

Except as specifically amended herein, all other terms and provision of the Agreement remain in full force and effect.

Please confirm your agreement with the foregoing, on behalf of the Donor, by signing, dating, and returning to us the enclosed copy of this Agreement. Upon receipt by the Bank of the copy of this Agreement countersigned by you, this amendment will become effective as of the date of the countersignature; provided that the amendment to the Standard Provisions will become effective as of the final date of the agreement to that amendment by all donors to the Multi-Donor Pacific Trust Fund Facility III.

Sincerely,

INTERNATIONAL BANK FOR RECONSTRUCTION AND DEVELOPMENT/INTERNATIONAL DEVELOPMENT ASSOCIATION

By Franz Drees-Gross
Country Director
Papua New Guinea, Timor-Leste and Pacific Islands
East Asia and Pacific
AGREED:

AUSTRALIA

By

Authorized Representative

Name: Robert Tranter
Title: FADG PACD
Date: 9-4-13

CC:
Ms. Amanda Ellis
Deputy Secretary, International Development Programme
Ministry of Foreign Affairs and Trade, New Zealand

Mr John Henry Whitehead
EDS09