CHAPTER 616

GUARANTEES TO THE EUROPEAN INVESTMENT BANK ACT

AN ACT to authorise, regularise and to issue guarantees to the European Investment Bank in specific cases and to provide for matters ancillary and incidental thereto.

14th July, 2020

ACT XXXIII of 2020.

Short title.

1. The short title of this Act is the Guarantees to the European Investment Bank Act.

Interpretation.

2. In this Act, unless the context otherwise requires:

"Contribution Agreement" means the Contribution Agreement which may be entered into between the Government of Malta and the European Investment Bank in respect of the Pan-European Guarantee Fund in response to COVID-19, reproduced in the Second Schedule;

"First Demand Guarantee Agreement" means the Guarantee Agreement that may be entered into between the Original Guarantors, including the Government of Malta, and the Acceding Guarantors acceding from time to time and the European Investment Bank in relation to transactions entered into by the Bank for the account of the Fund, reproduced in the First Schedule;

"Fund" means the EU COVID-19 Guarantee Fund to be established by the European Investment Bank under its Partnership Platform for Funds;

"Malta" shall have the same meaning as assigned to it by article 124 of the Constitution of Malta;

"Minister" means the Minister responsible for finance.

Authority to issue guarantees.

3. Subject to the provisions of this Act, the Government of Malta may issue unconditional, irrevocable and first demand guarantees to the European Investment Bank by entering into a First Demand Guarantee Agreement with the Bank in relation to transactions entered into by the European Investment Bank for the account of the Fund.

Mechanism for issuing of guarantees.

4. (1) Any guarantee issued in accordance with article 3 shall be subject to the terms incorporated in the Contribution Agreement:

Provided that the guarantee issued by the Government of

Malta shall not exceed the aggregate amount of twelve million, two hundred and ninety-seven thousand, four hundred and ten euro and six cents (€12,297,410.06).

(2) Any guarantee issued by the Government of Malta relating to the Fund beyond the purpose specified under sub-article (1) may only be done in such manner and for such purpose as the House may by resolution determine.

Language

5. The Annexes to this Act may be made in the English language only.

FIRST SCHEDULE

First Demand Guarantee Agreement

SECOND SCHEDULE

Contribution Agreement
