



Federal Republic of Somalia
Office of the President

SHARCI LR. 03

TAARIIKH: 21/02/2016

OGGOLAANSHAHA ANSIXINTA SHARCIGA GO'AANKA KA MID NOQOSHADA HEY'ADDA ISLAAMKA EE HORUMARINTA (ICD)

MADAXWEYNAHA J.F.S,

Markuu Arkay: Qodobka 87aad, Xarafka ' C ' ee Dastuurka KMG.

Markuu Arkay : Qodobka 90aad, Xarafka ' F ' ee Dastuurka KMG

Markuu Arkay: Warqadda Guddoomiyaha Golaha Shacabka Ref: 1140/3/1/9/16 ee 06/02/2016 kuna saabsan Ansaxinta Golaha Shacabka ee Sharciga ka mid noqoshada Hey'adda Islaamka ee Horumarinta (ICD)

Markuu Tixgeliyay: Baahida loo qabo in Jamhuuriyadda Federaalka Soomaaliyeed oo ah Dal Muslim ay ka mid noqoto Hey'adda Islaamka ee Horumarinta (ICD)

WUXUU SOO SAARAY ANSIXINTA SHARCIGAN:

Qodobka 1aad

Laga billaabo Maalinta uu Madaxweynaha Jamhuuriyadda Soomaaliyeed Saxiixo sharcigan, Madaxwaynuhu waxa uu oggolaaday Sharciga ka mid noqoshada Hey'adda Islaamka ee Horumarinta (ICD)

Qodobka 2aad.

Sharcigan waxa uu dhaqangelayaa maalinta uu Madaxwaynuhu Saxiixo waxaana lagu soo saarayaa Faafinta Rasmiga ee Jamhuuriyadda Federaalka Soomaaliyeed.

MUQDISHO: 21/02/2016

XAFIISKA HANTIDHAWRKA GUUD WAA LA DIIWAAN GELIYAY
DIIWAAN NO. HAN/025/2016
TAARIIKH 23/3/2016
SAXIIXA NO. _____

Madaxweynaha J.F.S
Mudane Xasan Sheekh Maxamuud



Ref: 1140/3/1/9/16: الرقم

Mogadishu, 6th February 2016 التاريخ

Ku: Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya
Muqdisho.

Ku: R/Wasaaraha Xukuumadda Federaalka Soomaaliya
Muqdisho.

Og: Wasaaradda Maaliyadda.
Muqdisho.

Og: Garyaqaanka Guud ee Dawladda.
Muqdisho.

Og: Hanti-Dhowrka Guud ee Dawladda.
Muqdisho.

Og: Guddiga Miisaaniyadda, Maaliyadda, Qorsheynta iyo La-xisaabtanka
Hay'adaha Dowladda - L/H. Golaha Shacabka

Og: Xoghayaha Guud ee Golaha Shacabka
L/. Golaha Shacabka.

Og: Agaasimaha Waaxda Shuruucda
L/H. Golaha Shacabka

Ujeedo: Ansixinta Ka mid noqoshada Hay'adda Islaamka ee Horumarinta (ICD).

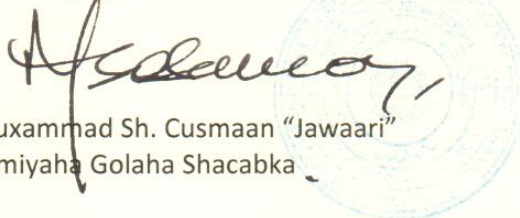
M.ne Madaxweyne;

Waxaan kugu wargelinayaa inuu Golaha Shacabka Jamhuuriyadda Federaalka Soomaaliya go'aan ka gaaray ansixinta Ka mid noqoshada Hay'adda Islaamka ee Horumarinta (ICD) oo halkan ku lifaaqan, wuxuuna Golaha Shacabka Kalfadhiga 7aad ee fadhigiisii 32aad 6^{dii} Febraayo 2016 oo ka dhacay Xaruntiisa Caasimadda Jamhuuriyadda ee Muqdisho ku ansixiyey cod furan oo u dhacay sidatan hoos ku xusan:

- Xildhibaan Oggolaadeen: 142 (Boqol Afartan iyo Laba Xildhibaan).
- Xildhibaan diidey: 2 (Laba Xildhibaan).
- Xildhibaan ka aamustay 0

Haddaba, M.ne Madaxweyne waxaan si waafaqsan Qodobka 90-aad xarafka (f) ee Dastuurka JFS kaaga codsanaynaa in aad go'aanka Golaha ku oggolaato Xeer-Madaxweyne, si uu Sharci u noqdo looguna soo saaro Faafinta Rasmiga ah ee Dawladda si waafaqsan Qodobbada 84-aad iyo 85-aad ee Dastuurka JFS.

Anigoo huba in waajibkaaga Dastuuriga aad ka gudan doonto, waxaad magaca Golaha Shacabka nooga guddoontaa salaan diiran iyo qaddarin gaar ah.



M.ne Muxammad Sh. Cusmaan "Jawaari"
Guddoomiyaha Golaha Shacabka

MJ/AM

Tell: +252 612224442/ +252 615577472

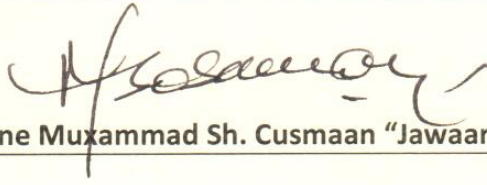
E-mail: speaker@parliament.gov.so

Website: www.parliament.gov.so

**ANSIXINTA KA MID NOQOSHADA HAY'ADDA ISLAAMKA
EE HORUMARINTA (ICD).**

Guddoomiyaha Baarlamaanka JFS

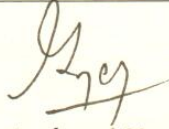
Tirada Xubnaha Codeysay 144: Oggol (142) Diidmo (2) ka aamustay (0)



Saxiix: M. ne Muxammad Sh. Cusmaan "Jawaari"

Taariikh: 6th February 2016

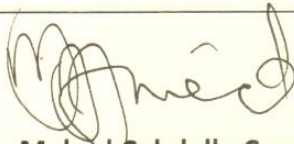
Guddoomiye ku-xigeenka 1aad- Baarlamaanka JFS



Saxiix: M. ne Jeylaani Nuur likar

Taariikh: 6th February 2016

Guddoomiye ku-xigeenka 2aad- Baarlamaanka JFS



Saxiix: M. ne Mahad Cabdalla Cawad

Taariikh: 6th February 2016



Jamhuuriyadda Federaalka Soomaaliya
Xukuumadda Soomaaliya
Xafiiska Ra'iisul Wasaaraha



جمهورية الصومال الفيدرالية
الحكومة الصومال
مكتب رئيس الوزراء

(The Government of Federal Republic of Somalia)
Office of the Prime Minister

Tixraac: XRW10000 FFB 1/10/2015

Taariikh: 24/12/2015

Ku: Guddoomiyaha Golaha Shacabka JFS

=Muqdisho=

Og: Madaxweynaha JFS

=Muqdisho=

Ujeeddo: Soo Gudbin "Ka Mid Noqoshada Hay'adda Islaamka ee Horumarinta(ICD)"

Mudane Guddoomiye,

Tixraac go'aanka Golaha Wasiirrada ee summaddiisu tahay SHGW.00.48.12.15 ee 24/12/2015, kuna saabsanaa ansixinta 'Ka Mid Noqoshada Hay'adda Islaamka ee Horumarinta (ICD)' oo uu Goluhu cod buuxa ku ansixiyey.

Haddaba, Mudane Guddoomiye, waxaan halkan idinkugu soo gudbinaynaa 'Ka Mid Noqoshada Hay'adda Islaamka ee Horumarinta (ICD)' si aad uga gudataan xilkiina Dastuuriga ah, waxaan idinka codsanaynaa in aad fududaysaan ansixinta "Codsiga ujeeddada sare ku xusan" maadaama baahi weyn loo qabo ka mi9d noqoshadaas.

F.G: Arag Lifaafa

Naga guddooma salaam diirran



Mudane Cumar Cabdirashiid Cali Sharmaarke
Ra'iisul Wasaaraha Xukuumadda J.F. Soomaaliya



Federal Republic of Somalia
Ministry of Finance
Office of the Minister

Ref: MOF/OM/0062815

Taariikh: 23/12/2015

Ku: Mudane Cumar Cabdirashid Sharmaarke
Ra'iisul Wasaaraha Xukuumadda JFS

=Muqdisho=

Ujeedo: Ogolaansho ka mid noqoshada Hay'adda Islaamka ee Horumarinta (ICD)

- Markaan Arkay** Qodobka 80-aad ee dastuurka Federaalka KMG Soomaaliya.
- Markaan Arkay** Qodobka 99-aad ee Dastuurka Federaalka KMG Soomaaliya Farqadihiisa a, b, c, e iyo f.
- Markaan Tixraacay** Warqadda sumadeedu tahay 0064DMOCI/14 ee 22/5/2013 oo ay XFS ku codsanaysay xubnimada Haya'adda ICD
- Markaan Tixraacay** Warqaddaha sumadoodu tahay 26/13826 iyo 26/16123 oo ay Hay'adda ICD ka dalbanaysay in Dowladda Federaalka Soomaaliya ay ansixiso dastuurka ICD si loo dhameystiro xubininmada Soomaaliya ee Hay'adda ICD.
- Markaan Tixgaliyay** Baahida loo qabo in kor loo qaado dhaqaalaha dalka lana dhiirigeliyo maalgashiga.

Mudane, waxaan halkan kugu soo gudbinayaa warbixin kooban oo ku saabsan Hay'adda ICD si golaha wasiiradda uga doodo una ansixiyo ka mid noqoshada ICD. Sidaa awgeed, Mudane Ra'iisul Wasaare, waxaan si qadarin iyo xushmad leh kaaga codsanayaa inaad u ogolaato in ka mid noqoshada ICD ay u gudubto golaha wasiirada si loo ansaxiyo.

Mahadsanid

Farkeeti



Wasiirka Wasaaradda Maaliyadda
Maxamed Aadan Ibraahim

Warbixin Kooban

Ujeedo: Ogolaanshaha Xubin ka noqoshada Hay'adda Islaamiga ah ee Horumarinta (ICD) iyo ansixinta shuruucda Hay'adda

Hordhac

Mudadii ka badnayn labaatanka sano ee ay Soomaaliya ku jirtay xasillooni darrada iyo iska hor-imaadyada, Qaybta Gaarka loo leeyahay (Private Sector) ayaa ahayd qaybta hormuudka u ahayd dhaqaalaha Soomaaliya, koboca dhaqaalaha iyo siinta fursad shaqo ee dad tiro badan oo Soomaali ah.

Soomaaliya waxay ka mid tahay waddamada adduunka ugu saboolsan, waxaa sabab u ah iyada oo uu waddanku waqti dheer ku soo jiray iska horimaadyo iyo xasillooni darro siyaasadeed, taasoo keentay in aan dhaqaalaha waddanku xiriir iyo is dhexgal fiican la yeelan adduunka intiisa kale. Waxaa intaas dheer in ay jiraan deymo badan oo lagu leeyahay Soomaaliya arrintaan oo culays ku noqotay dhaqaalaha waddanka, waana arrin caqabad ku ah in dhaqaalaha waddanku ka faa'iidaysto fursadaha jira.

Si kastaba ha ahaatee, Dawladda Federaalka Soomaaliya waxaa ka go'an horumarinta private sector-ka iyo dhiirro-gelinta maalgashiga.

Hay'adda Islaamiga ah ee Horumarinta (ICD)

1. Hay'adda Islaamiga ah ee Horumarinta (Islamic Corporation for Development -ICD) waa laan/qeyb ka mid ah Bangiga Horumarinta Islaamka (IDB) oo ka shaqeeya horumarinta dhaqaalaha guud iyo private sector-ka gaar ahaan. Bangigu wuxuu dawladda xubnaha ka ah ka caawiyaa dhinacyo badan sida inuu siiyo adeegyo talo bixineed iyo inuu dhiirrogeliyo maalgashiga.
2. Hay'adda ICD waxay hormarisaa isla markaasna gacan ku siisaa sidii loo hormarin lahaa sharciyada dhiirro gelinaya kobcinta private sector-ka. Sidoo kale waxay dhidibada u taagtaa private sector-ka iyo casriyeyntiisa. ICD waxay ka shaqaysaa sidii uu ganacsiga waddamada xubnaha ka ah ay isugu xirmi lahaayeen. Waxaa intaas dheer inay maalgeliso ganacsiga maxalliga ah iyo private sector-ka, waxayna fulisaa mashaariic Horumareed oo kala duwan.
3. Hay'adda ICD waxaa xubin ka ah 52 wadan, waxayna caawisaa dawladda xubnaha ah ICD.

Wasaaradda Maaliyadda «Soo Jeedin: Xubinimada Hay'adda ICD»

4. 22-kii May 2013 Wasiirka Ganacsiga ayaa isaga oo matalaya Dawladda Federaalka Soomaaliya wuxuu saxiixay heshiiska xubinimada Haya'adda ICD.
5. Si loo dhameystiro xubinimada isla markaana Soomaaliya uga faa'iideysato adeegyada Hay'adda, waxaa lagama maarmaan ah in Golaha Shacabka Soomaaliya uu ogolaado xubin ka noqoshada iyo shuruucda Hay'adda.
6. Hay'adda ICD waxay 13/7/2014 iyo 31/8/2015 ka soo codsatay Soomaaliya in la soo dhameystirto shuruudaha kor ku xusan.
7. Waxaan Golaha Shacabka Soomaaliya si xushmad leh looga codsanayaa inuu ansixiyo xubin ka noqoshada iyo shuruucda ICD.
8. Ujeedadu waa in Soomaaliya xubin buuxda ka noqoto ICD si Hay'adda ICD gacan uga siiso Soomaaliya kobcinta private sector-ka iyo horumarinta dhaqaalaha dalka.
9. Lacagta ka mid noqoshada Hay'adda waxaa Soomaaliya ka bixinaya Bangiga Horumarinta ee Islaamka (IDB).
10. Haddii la ansixiyo heshiiskan wuxuu Dawladda Federaalka u suurto gelinayaa inay gacan weyn ka geysato horumarinta Private Sector-ka iyadoo la kaashanaysa xubnaha iyo dawladaha ku bahoobay Hay'adda ICD.
11. ICD Waxay Soomaaliya u suurto gelinaysaa in la helo ilo dhaqaale oo horseeda kor u qaadista wax soo saarka iyo kobcinta ganacsiga yar-yar.
12. Kobcinta ganacsiga wuxuu gacan weyn ka geysanayaa shaqo abuurka, gaar ahaan dhallinyarada. Private sector xoog leh wuxuu horseedayaa horumarinta dhaqaale iyo mid bulsho, waana arrin horseedi karta in waddanku xasilo.

Soo jeedin:

1. In Golaha uu ogolaado xubinimada Dawladda Federaalka Soomaaliya ee Haya'adda ICD.
2. In Golaha ogolaado (rectify) shuruucda Hay'adda ICD.



Enabling Enterprise,
Building Prosperity

Xubin ka tiran Kooxda
Bangiga Hormarinta
Islaamka

ICD • Hay'ada Islaamiga ah ee hormarinta sectorka gaarka ah

Guud-ma

Guud-mar

Hay'ada Islaamiga ah ee hormarinta sectorka gaarka ah Waa casriyeynta ganacsi gaar loo hay'ad maaliyadeed hormarinteed oo leeyahay iyada oo loo marayo Caalami ah Qaybna ka ah Kooxda Bangiga Horumarinta Islaamka.

ICD waxa la aasaasay bishii November 1999 si ay u taageerto horumar ka dhaqaale ee Dalalka xubnaha ka ah ayadoo la marayo bixinta maaliyadda la siiyo Mashaariicda Sectorada gaarka ah, sare u qaadida tartamada iyo Ganacsiyada yar yar, Tali siinta Dowladaha iyo Dhiira-gelinta Maalgeshiga Xuduudaha Iskaga gudba.

ICD ayaa loo igmaday Adduun Maaliyadeed oo dhan \$ 2 bilyan oo \$ 1 Bilyan ay u diyaarsan tahay Rukumid, Waqtigaan Saamileyda ICD waa Bangiga Hormarinta Islaamka IDB oo leh Boqolkiiba Konton (50%), 52 Dal ee Islaamka ka shaqeysaa in la dhamaystiro ah oo leh Boqolkiiba Sodon (30%) iyo Shan ka mid ah Hay'ada Maaliyadeed ee Caalamiga oo leh Boqolkiiba Labaatan (20%).

ICD Waxay dhiiri-gelisaa

Samaynta, ballaarinta iyo casriyeynta ganacsi gaar loo hay'ad maaliyadeed oo leeyahay iyada oo loo marayo Caalami ah Qaybna ka ah Kooxda Bangiga Horumarinta Islaamka. Maalgeshiga ganacsiga gaarka loo leeyahay. Mashaariicda xulashadooda waxaa lagu salaynayayaa sida ay uga qayb gaadan karaan Hormarinta Dhaqaalaha ayada oo la fiirinayo qodobada sida Shaqa Abuurka iyo sare u qaadida wax dhoontinta.

ICD- sidoo kale waxay siisaa Dowladaha iyo Kooxaha kale ee aan Dowliga ahayn adeegyo Tala-bixin oo ku saabsan Siyaasadaha loogu talagalay in lagu dhiiri geliyo Samaynta, ballaarinta iyo casriyeynta shirkadaha Ganacsi ee gaarka ah loo leeyahay, horumarinta suuqyada, dhaqanka maamul wanaaga iyo Kobcinta Dooraka Suuqyada dhaqaale. ICD Waxay Konton (50%), 52 Dal ee Islaamka ka shaqeysaa in la dhamaystiro ah oo leh Boqolkiiba Sodon (30%) iyo Shan ka mid ah Hay'ada Maaliyadeed ee Caalamiga oo leh Boqolkiiba Labaatan (20%).



- Hay'ada Islaamiga ah ee hormarinta secterka gaarka ah Guud-mar



ICD ● Hay'ada Islaamiga ah ee hormarinta sectorka gaarka ah
Yoolka & Himillada



Yoolka ICD

In la dhamaystiro Doorka uu Ciyaaro Bangiga Hormarinta Islaamka ayadoo la marayo

1. Bixinta Adeegyo Maaliyadeed oo Islaami ah iyo Alaabo
2. Sare u qaadida Tartamada iyo hal-abuurada Ganacsi ee Wadamada Xubnaha ka ah Bangiga
3. Tala-siinta Dowladaha iyo Shirkadaha Ganacsiga
4. Dhiira-galinta maali-geshiga Dibeda ah

Himillada ICD

Inuu u noqdo laf-dhabar Hormarinta iyo sare u qaadida Sektorka gaarka ah, Gacana ka gaysto Kobaca Bulsho, mida Dhaqaale iyo Barwaaqa sooranka Wadamada Xubinta ka ah.

Ujeedooyinka ICD

Ujeedooyinka Guud ee ICD waa:

1. In uu Qeexo fursadaha ka jira sektarada gaarka ah ee ka qayb qaadan kara korarka dhaqaale iyo in uu siiyo Sektarka gaarka ah alaabo iyo adeegyada dhaqaale oo balaaran.
2. In uu dhiiri-geliyo Hormarinta Maaliyadeed ee Islaamiga ah iyo suuqyada dhaqaalaha.



Hawlaha ICD

ICD waxay bilowda hawlgalka July 2000, waxayna maalgelisyi mashaariicda Beeraha, Dhismayaasha, Waxbarashada, Maaliyadda, Kalluumaysiga daryeelka caafimaadka & dawooyinka, Shidaalka iyo gaaska, Hantida maguurtada ah, Teknoolajiyada, Isgaarsiinta, Ganacsiga, Gaadiidka iyo Dhalinta korontada oo uu u Maalgelityay in ka badan 30 Dal oo Xubin ka ah.

ICD ayaa sidoo kale kordhisay khadadka Maal-gelin ee Bangiyada iyo Hay'adaha maaliyadda, waxayna aasaastay Machadyada Dhaqaalaha Islaamka ee Dalalka xubnaha ka ah. ICD Waxay sidoo kale kordhisay Adeegyada Tala-bixin ee Sektarada Caamka ah iyo kuwa Gaarka ah ahba,

ICD ● Hay'ada Islaamiga ah ee hormarinta sectorka gaarka ah
Maal-gelinta Fog iyo mid dhaw



1

Maal-gelinta Fog & mid Fog

Mas'uuliyada ICD ee ah u adeegida Sektarka gaar ah ee dalalka xubnaha ka ah, waxaa la fuliyaa ayadoo la marayo bixinta alaabaha kala duwan ee ay siisayo macaamiishooda.. waxay si toos ah u Maal-gelisaa Hay'adaha/Shirkadaha Ganaacsiga ee gaarka loo leeyhaay iyada oo la marayo ka qayb-gal loo siman yahay, waxay sidoo kale u fidisaa Shirkadahaas Maali-gelin Muddo dhaw iyo mid fog ba si loo daboolo kharashaadka lagu socodsiiyo shaqada ama Alaabaha ceeritin ee ay u baahan yihiin Hay'adaha Ganaacsiga gaarka ah ayadoo la marayo hab Muraabixa ah ama soo iibsasho iyo dayn celin muddo dhan ilaa 24 Bilood. Waxda Hormarinta Ganaacsiga iyo Iskaashiga ee ICD baa Mas'uul ka ah abuurida Dhaqdhaqaaqyada Bangi, waxay sidoo kale Mas'uul ka yihiin xiritaanka iyo maamulida dhaqdhaqaaqyada. Waaxdu waxay ku tiirsanaan tahay koox leh khibrado kala duwan ee Bangi, isku Duubnaan iyo aqoon durugsan ee Suuqyada waawayn

waxdaan ayay masuuliyadeeda kowaad tahay Maamulida Jaalayaasha Istiraatiijeed iyo gacan ku haynta habka loo marayo Deeq uruurinta ayagoo samaynaya isku dubarid gudaha oo ay kala kaashanayaan Kooxda Wax soo-saarka iyo isku dibarid Dibeda ah oo ay kala kaashanayaan Maal-geliyayaasha xoogan.

- ICD Hay'ada Islaamiga ah ee hormarinta sectorka gaarka ah Hormarinta hay'ado Maaliyadeed oo Islaami ah iyo Fidinta Qaabab Maal-geshi (lines of finance)



Hormarinta Hay'ado Maaliyadeed iyo Fidinta Qaabab Maal-geshi

ICD waxay ku dadaashaa in ay kobciso xoojisona marimo la aqoonsanyahay ee wada shaqayn ayadoo aasaasaysa ama Ixoojinaysa Bangiyada hormarineed ee jira ee dhaqaajin kara Hormarka iyo Kobaca Aduunka Islaamka. Tani waxaa loo marayaa laba ha boo muhiim ee loo fidiyo Deeqaha Maaliyadeed:

Dayn hay'adeed iyo qaabab Maalgelineed (lines of finance)

ICD Waxay u fidimaysaa Qaabab maalgelin Bangiyada iyo Hay'adaha Maaliyadeed ee Wadamada Xubnaha ah si sare loogu qaado Istitimaalka Baayac-mustarada yar yar iyo kuwa meel-dhexaadka ah u yeelanayaa Maal-gelinta muddada dhexe iyo

Marka la eego nidaamka looga faaidaysanayo Qaababka Maalgashiga, ICD-du waxay leedahay nidaam Qiimayn adag oo lagu hubiyo in bangiga codsadahu waa faaqay shuruudaha maalgashiga ee ICD . Geeddi-socodka Qiimayntu wuxuu ku bilaabmayaa qiimayn hore oo ugu horayn diiradda lagu saarayo dhaqdhaqaaqyada dhaqaale ee bangiga halka sidoo kale la eegayo Maamulka Shirkada , Lahaanshaha Shirkada (waxaa loo baahan yahy in Shirkada inteda badan leeyihiin Muwaadimiinta Waddamada xubnaha ka ah ICD) , Tilmaamida Khataraha Jira iyo sida loo xakamaynayo , xaalada ganacsi iwm



ICD ● Hay'ada Islaamiga ah ee hormarinta sectorka gaarka ah
Adeegyada Tala-bixinta iyo Maamulka Hantida



3 Adeegyada Tala-bixinta & Maamulka Hantida

ICD waxay siisaa Adeegy tala-bixin oo kala duwan Dowladaha, Hay'adaha Danta-guud iyo kuwo gaarka lo leeyahay ee Wadamada Xubnaha ah ayadoo looga golee yahay in la aburo Jawi fududayn kara maal-geshiga Ganaaciga gaarka loo leeyahay iyo sidoo kale ay caawiso Shirkadaha in ay gaaraan awoodooda.

Adeegyada kala duwan waxaa ka mid ah adeegyada sida Qiimaynta jawiga Ganaacsi ee Wadamada Xubnaha ah oo ay la socoto dib u-habaynta loo baahan

yahay iyo tala-bixin heer Mashruuc ee laga tala-bixinayo arrimaha la xiriira Maal-gelinta Mashruuc, dib u dhiska ama dayactirka Shirkadaha, Gaar loo lahaysiinta, Wada-lahaansho Dowlo- Shacab, Deeq unuurinta ayadoo la marayo arrinta SUKUK, Hormarinta Suuqyo Islaami ah iyo dhiiri-gelinta Hormarinta Xaalad Ganaacsi ee Saamaxaysa Baayac-mustarada kuwooda yar yar iyo kuwa meel-dhexaadka ah ba



- ICD Hay'ada Islaamiga ah ee hormarinta sectorka gaarka ah
- **Tilmaamaha Maal-geshiga ee ICD**

Tilmaamaha Maal-geshiga ee ICD

Shuruudaha iyo xaaladaha Maal-gelinta waxaa la go'aaminayaa ayadoo la eegayo Duruufaha Suuqayada, Duruufaha Wadanka iyo khataraha gaarka ah ee Mashruuca.

1

Shirkada u cuntanta Maal-geshiga ICD

- Waxa u qalma Maal-geshiga ICD shirkadaha, Warsahdaha gaarka loo leeyahay, Ganacsatada bulshada sumcada ku dhex leh ee Wadamada Xubnaha ah
- Mashraacida Wax ku oolka ah ee ay abuuraan Ganacsatada iyo Qandaraasleeyda Waayo arag ah.
- siyaasad dejiyeyasha , shirkadaha caamka ah ee lagu wado gaar loo yeelashada,, Wakaaladaha ka shaqeyya khaasaysiinta.
- Hay'adaha Maaliyadeed, Hay'adaha Hormarinta Maal-geshiga,

2

Beegsi Mashruuc

Mudnaanta waxaa la siiyaa mashaariicda ka qayb-gadaanaya korarka dhaqaalaha maxalliga ah ama kan mandaqada, matali kara maalgeshiga Xuduudaha iskaga gudba oo leh fursad xoogan oo Wax-dhoofsi, taasoo ku lug yeelan karta shaqo abuurista iyo is waydaarista tiknolojiyada cusub. Intaas waxaa sii dheer, tixgelin ayaa la sinayaa saameynta horumarineed ee mashruuca ku yeelan karo Dalka ama Mandaqadaba, marka lagu daro mudnaanteeda maaliyadeed iyo mid farsamo

ICD ● Hay'ada Islaamiga ah ee hormarinta sectorka gaarka ah
Tiimaamaha Maal-geshiga ee ICD

3

Qadarka Maaliyadeed

Xajmiga maalgelinta mashruuc ee ICD wuxuu u dhaxeeyaa \$ 5 ilaa 15 milyan oo maalgelinta ugu yar ay tahay \$ 2 million. Lacagta ugu badan ee ICD ku Maal-geliso mashruuc gaar ah waa 50% kharashka maalgelinta mashruuca guud ahaan, haddii mashruucu yahay ballaarin shirkad hadda jira ama mashruuc waa 40% Boqolkiiba oo ka mid ah kharashka maalgelinta mashruuca. Maalgelinta oo dhan waxaa lagu bixinayaa Lacagta Doolarka Maraykanka.

4

Mudada Dayn Guddida

Mudada Dayn celintu waxay u dhaxaysaa 5 ilaa 8 sano, in kastoo xaalado qaara mudaddu noqon karto 12 sano. Sida kale muddo u dhaxaysa 1 ilaa labo sano ayaa la siin karaa Maal-gelinta mudadda dhow ee Shirkad/Hay'ad.

5

Dammaanad

Dammaanada Maal-gelinta ICD waxaa kamid ah caahdiyo lagu galo Hanti, Bangi, Dammaanad qaad Shirkad ama Shakhsi iyo Deebaaji la dhigo Aakoon. Qiimaha Raahaamada la kala dhigto waa in sida caadiga ah ay ka badan tahay qiimaha maalgelinta ICD 50% boqolkiiba ugu yaraan.

- ICD ● Hay'ada Islaamiga ah ee hormarinta sectorka gaarka ah Habka loo Codsanayo

Habka loo Codsanayo

Si ay uga codsatid Alaab ama Adeeg ICD, Hay'ada u cuntanta Maal-gelin waa in ay raacdaa habka codsiga ee hoos ku qoran.

Maal-gelinta Mudadda Dhow iyo mid fod	The Line of Finance	Adeegyada Tala-bixinta iyo Maamulka Hantida
<ol style="list-style-type: none"> 1. Macaamiilku wuxuu soo dirayaa Codsii rasmi ah oo uu la socdo xog kooban oo ku saabsan Mashruuca iyo Shirkadaba 2. Macmuulku wuxuu suubinayaa Daraasad hordhac ah oo lagu ogaanayo suurta-galinimada Mashruuca 3. Koox ICD ka socda baa la xiriiraysa Macmiilka hadii Macluumaad dheeri ah loo baahdo. 4. Waaxda baa dib ugu laabanaaysa macmiilka, si wakhtiyaysan, haddii macluumaadka la codsaday oo dhan la heli karo. 5. Hadii qiimaynta kooraad ay noqotay mid wax tar ah, Waaxdu waxay Macluumaadka Macmiilka u gudbinaysaa cidda ay Khusayso Fulinteedu. 	<ol style="list-style-type: none"> 1. Warqad codsi oo Rasmi ah oo ka timid Guddiga Bangiga ama Hay'ad Maaliyadeed lagu muujinayo Danta looga faaidaysanyo Maal-gelinta ICD. 2. Qaab-dhismeedka Saamilayda iyo Xogta Saamilayda Muhiimka ah 3. Shirkada Ban-dhigeedii ugu dambayay uu ku jiro Haw'la shirkda iyo heerkeeda Suuqyada. 4. Dukumentiyada Istiraatiijiyada Bangiga 5. Qorshaha Ganacsi ee bangiga oo ay ku jirto odorasid Maaliyadeed. 6. Warbixintii ugu dambaysay ee Wakaalada Qiimaynta, hadii la heli karo. 7. Khibrada la Shaqaynta Kooxda hormarinta Bangiga Islaamka iyo Hay'adaha Maaliyadeed ee kale ee Caalamiga. 8. Khibrada Maalgelinta Ganacsiyada yar yar iyo kuwa meel-dhexaadka ah 	<ol style="list-style-type: none"> 1. Macaamiilku wuxuu u soo dirayaa Codsii rasmi ah kooxda tala-bixinta ayadoo la soo marsiinayo Waaxda Hormarinta Ganacsiga iyo Iskaashiga. Warqadaas waa in ay oo uu la socoto xog kooban oo ku saabsan Mashruuca iyo Shirkadaba. 2. Kooxda Tala-bixinta ayaa samaynaysa Qiimayn ku saabsan Shirkada ama Mashruuca, waxayna la xiriirayaa Macmiilka hadii loo baahdo Macluumaad dheeri ah, 3. Hadii qiimaynta kooraad ay noqoto mid wax tar ah, Kooxda Tala-bixinta ayaa Macmiilka u soo diraysa Hindise Rasmi ah si waqtiyaysan tilmaamayana Qorshe-hawleedka iyo qaabka kharashka. 4. Hadii Macmiilku aqbalo Hindisaha, Kooxda Tala-bixintu waxay heshiis tala-bixin la galaysaa Macmiilka, waxay bilaabmaysa hawlahaas fulintooda.

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OFFICE OF THE MINISTER OF
FINANCE
COUNCIL OF MINISTERS
PROPOSAL FOR ICD
RATIFICATION

Council of Ministers

Islamic Corporation of Private Sector Development (ICD) Articles of Agreement

Proposal

- 1 I seek the Council of Ministers agreement for submission of the Islamic Corporation for the Development of the Private Sector (ICD) Articles of Agreement to the Federal Parliament for ratification.

Executive summary

- 2 During the twenty-plus years of conflict, Somalia's private sector had been the main engine of economic stability and growth and had provided many Somalis with jobs. The country's main economic sectors are livestock, agriculture, remittances, telecommunications, and a burgeoning hotel and restaurant service industry. Somalia's private sector has been resilient despite internal and external shocks from drought, conflict and livestock import bans from Gulf countries. However, there are numerous challenges for the Federal Government to overcome to engender a conducive investment climate for the private sector to flourish. The challenges include insecurity, poor and dilapidated infrastructure, costly utility services, unfavorable legal and regulatory framework for business, nonexistent trade policies, inefficient administrative procedures, low levels of labour and an untrained labour force, and an unfavourable environment for micro and small enterprises.
- 3 Thus far, the Federal Government has put in place measures to improve the investment climate in the country. That being said, Somalia stands to benefit from the ratification of the ICD Articles of Agreement, as the ICD, an arm of the Islamic Development Bank, seeks to develop the economies of its signatories through the provision of finance for private sector projects, promoting competition and entrepreneurship, providing advisory services to the governments and encouraging cross-border investments.
- 4 As of 22 May 2013, the then Minister of Commerce signed the ICD Articles of Agreement on behalf of the FGS.
- 5 This paper proposes that the Council of Ministers agree to endorse the submission of the ICD Articles of Agreement to the Federal Parliament for subsequent adoption. By endorsing ICD Articles of Agreement ratification, the Federal Government would demonstrate its commitment and support to private sector development in Somalia. Such an action could draw the attention of many development partners, particularly the OIC countries whose private groups are looking for markets to invest in.

Rationale

The Need for ICD Engagement in Somalia

- 6 Somalia is one of the world's poorest countries, arising from years of conflict with a small largely informal economy, and with little to no integration with the global economy. Given Somalia's accumulated arrears and debt burden, Somalia's public and private sectors have no access to external financing (i.e., loans) other than in the form of grants.
- 7 ICD's engagement would allow Somalia to access external financial resources that can increase productivity, provide support to micro, small and medium-sized enterprises, and stimulate entrepreneurial activity and greater competition to improve the private sector.
- 8 ICD supports member countries with developing enabling policies and interventions to stimulate private sector growth. Moreover, the ICD promotes the establishment, expansion and modernization of private sector through extending advisory services to private sector groups in member countries. The ICD extends assistance to enterprises so that they may thereby further improve business experience and skills and gain access to international networks. With ICD involvement, Somalia's SMEs stand to benefit, as the ICD can invest in local enterprises and private sector projects.
- 9 Somalia is seeking talented, entrepreneurial Somalis both within the country and abroad, and foreign entrepreneurs who can invest capital and create dynamic, high growth export or service focused businesses that are profitable and, in time, provide employment opportunities for Somalis. However, to solicit domestic and foreign investment, the Federal Government would need to put policies in place that seek to support, grow, and consolidate the private sector.
- 10 Private sector development would also contribute to job creation in Somalia, and would provide ample jobs to at-risk youth seeking employment. Therefore, a strong private sector would improve socio-economic conditions, which would help stabilize the country.
- 11 The Council of Ministers endorsement for Parliamentary ratification of the ICD Articles of Agreement aims to establish a partnership with the ICD with a view to improving private sector development.

Financial implications

- 12 Somalia's ICD share fees will be met through the Islamic Development Bank (IDB), as agreed during bilateral discussions with the IDB.

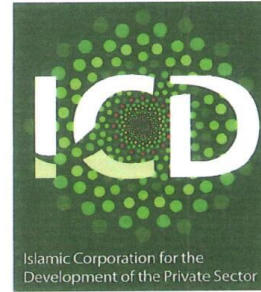
Recommendations

13 It is recommended that the Council of Ministers:

- 1 **Note** that on 22 May 2013, the Federal Government signed the ICD Articles of Agreement;
- 2 **Note** that in an effort to develop the economy and contribute to overall security, that private sector development must be prioritized, and a private sector development policy be put in place by the Federal Government;
- 3 **Agree** to endorse the ratification of the ICD Articles of Agreement by submitting the said agreement to the Federal Parliament for subsequent adoption;
- 4 **Note** that the dissemination of the ICD Articles of Agreement to the Federal Parliament not exceed by end of December 2015;

**H.E. Mohamed Adan
Ibrahim Minister of Finance
FGS**

..... /



Ref: 26/ 16/23

Date: 31 August 2015

H.E. Mr. Mohamed Aden Ibrahim
Minister of Finance
Mogadishu
Somalia Federal Republic

Excellency,

**Ratification of the Articles of Agreement of the Islamic Corporation for the
Development of the Private Sector (ICD)**

On behalf of the Islamic Corporation for the Development of the Private Sector (ICD), I would like to thank your Excellency for supporting the ICD and for signing its Articles of Agreement earlier.

We have noted that as per our records, your esteemed country has yet to ratify the Articles of Agreement establishing the ICD. As you may be aware, in order for your esteemed country to become a full fledged member of the ICD and to enjoy the many benefits and privileges of being a member, your esteemed country would be required to ratify the said agreement in accordance with the laws and regulations of your respected country.

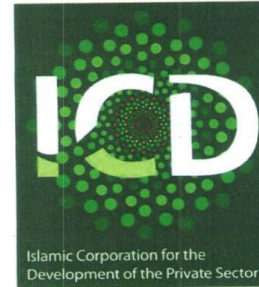
Once ratified, we would be obliged to receive the instrument of ratification for our reference and record.

Looking forward to your valuable membership to the ICD. Please accept, Excellency, the assurance of my highest consideration.

Yours faithfully,


Khaled Al-Aboodi
CEO & General Manager

Ref: 26/ 13826
Date: 13.7.2014



H.E. MP Adan Mohamed Nor (Saransoor)
Minister of Commerce and Industry
Ministry of Commerce and Industry
Office of the Minister
Somali Republic
Tel/Fax: +252 1 856976
E-mail: moci@moci.gov.so, aadanss@hotmail.com

Excellency,

Ratification of the Articles of Agreement of the Islamic Corporation for the Development of the Private Sector (ICD)

I have the pleasure of receiving your Excellency's letter with reference 00640MOCI/14 dated 6 July 2014 expressing the interest of your esteemed country to become a member of the Islamic Corporation for the Development of the Private Sector (ICD). On behalf of ICD, I would like to thank your Excellency for supporting the ICD and for signing the Articles of Agreement on 22 May 2013. A copy of the articles is attached for your reference.

Following from the above and in order for your esteemed country to become a full fledged member of the ICD and to enjoy the many benefits and privileges of being a member, your esteemed country would be required to ratify the said agreement in accordance with the laws and regulations of your country.

Once the ratification has been done, we would be obliged to receive the instrument of ratification together with a confirmation from the relevant ministry/authority that the ratification has been done in accordance with the laws and regulations of Somalia for ratifying international agreements.

Looking forward to your valuable membership to ICD. Please accept, Excellency, the assurance of my highest consideration.

Best regards,

Khaled M. Al-Aboodi
CEO & General Manager



Xafiiska Wasiirka

Federal Government of the Somali Republic
Ministry of Commerce & Industry
Office of the Minister

Ref:/00640MOCI/14

Date: 06/07/14

To: Mr. Khaled Mohammed Al-Aboodi
CEO & General Manager
The Islamic Corporation for the Development of the Private Sector (ICD)

Dear Mr. Al-Aboodi,

Re: Request for Membership in the ICD-IDB

As you may know, Somalia is now an active member State in the Organization of the Islamic Cooperation (OIC). The reactivation of the Somali Federal Government membership into the OIC is an opportunity for the Somali people in general and for the business community in particular.

It was the private sector that has survived the Somali people and played an active role in the economic growth of the country during the foregoing 22 years without functioning Somali government.

The Ministry of Commerce and Industry is committed to empower the Somali private sector in order for them to actively participate in the economic recovery and development of country.

Therefore, we kindly request you to assist us in joining the ICD and expedite the membership process.

We look forward to your prompt response and guidance in the process.

With kindly yours,

Minister of Commerce and Industry
H.E, MP: Adan Mohamed Nor (Saransoor)



E-mail : moci@moci.gov.so adanass@hotmail.com
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Tel/Fax No: 252 1 856976



**THE ISLAMIC CORPORATION FOR
THE DEVELOPMENT OF THE PRIVATE
SECTOR**

ARTICLES OF AGREEMENT

**AGREEMENT ESTABLISHING THE ISLAMIC CORPORATION
FOR THE DEVELOPMENT OF THE PRIVATE SECTOR**

Table of Contents

<u>Article</u>	<u>Page</u>
Preamble.....	1
 Chapter I Establishment, Juridical Personality, Purpose, Functions, Powers, Policies And Membership	
1. Establishment	2
2. Juridical Personality	2
3. Purpose	2
4. Functions	2
5. Powers	3
6. Policies	4
7. Members	4
 Chapter II Financial Resources	
8. Capital	5
9. Subscription	5
10. Payment of Subscriptions	6
11. Restriction on Transfers and Pledges of Shares	6
12. Limitation on Liability	6
13. Other Resources	6
 Chapter III Operations	
14. Operating Principles	7
15. Limitations	7
16. Protection of Interests	8
17. Political Activity Prohibited	8

**Chapter IV
Organization and Management**

18. Structure	8
19. General Assembly	8
20. General Assembly: Powers	8
21. General Assembly: Procedures	9
22. Voting	10
23. Board of Directors: Composition	10
24. Board of Directors: Powers	10
25. Board of Directors: Procedures	11
26. Executive Committee	11
27. Executive Committee: Functions	12
28. Executive Committee: Procedures	12
29. The Shari'ah Committee	12
30. The Advisory Board	13
31. Chairman, General Manager and Officers	13
32. Publications of Annual Reports and Circulation of Reports	14
33. Dividends	14
34. Relations with the Bank	14

**Chapter V
Withdrawal and Suspension of Members**

35. Right of Withdrawal	15
36. Suspension of Membership	15
37. Rights and Duties on Cessation of Membership	15
38. Suspension of Operations	16
39. Termination of Operations	16
40. Liability of Members and Payment of Claims	16
41. Distribution of Assets	16

**Chapter VI
Immunities and Privileges**

42. Purpose of the Chapter	17
43. Position of the Corporation with Regards to Judicial Process	17
44. Immunity of Assets from Seizure	17
45. Immunity of Archives	17
46. Secrecy of Deposits	17
47. Freedom of Assets from Restrictions	18
48. Privileges for Communications	18
49. Immunities and Privileges of Officers and Employees	18
50. Immunities from Taxation	18
51. Application of Chapter	19
52. Waiver	19

**Chapter VII
Amendments, Interpretation and Arbitration**

53. Amendments	19
54. Languages, Interpretation and Application	20
55. Arbitration	20
56. Approval Deemed Given	20

**Chapter VIII
General Provisions**

57. Headquarters of the Corporation	20
58. Financial Year	21
59. Channels of Communication, Deposition	21

**Chapter IX
Final Provisions**

60. Signature and Acceptance	21
61. Entry into Force	21
62. Commencement of Operations	22

Annex A	23
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**AGREEMENT ESTABLISHING
THE ISLAMIC CORPORATION FOR THE DEVELOPMENT OF
THE PRIVATE SECTOR**

**THE GOVERNMENTS AND INSTITUTIONS ON WHOSE
BEHALF THIS AGREEMENT IS SIGNED**

RECOGNIZING that the purpose of the Islamic Development Bank is to foster economic development and social progress by encouraging the growth of both the public and private productive enterprises in the member countries of the Islamic Development Bank in accordance with the principles of Shari'ah;

CONSIDERING the trend in the same member countries of transferring the financing of development projects from the public to the private sector, resulting in an unprecedented availability of opportunities for the private sector to contribute to the economic development of the member countries;

REALIZING the need for promoting the growth of productive private enterprises in the member countries;

CONVINCED of the necessity to establish an independent international institution in order to effectively deal with the private sector in the member countries;

HEREBY agree to the following:

CHAPTER I

ESTABLISHMENT, JURIDICAL PERSONALITY, PURPOSE, FUNCTIONS, POWERS, POLICIES AND MEMBERSHIP

Article 1. Establishment

The Islamic Corporation for the Development of the Private Sector (hereinafter the Corporation) shall be established by virtue of this Agreement as an international specialized institution to fulfill the public purpose provided for in paragraph 1 of Article 3 of this Agreement.

Article 2. Juridical Personality

The Corporation shall possess full juridical personality and, in particular, full capacity:

- (a) to contract;
- (b) to acquire and dispose of property;
- (c) to institute legal proceedings before arbitral tribunals and courts.

Article 3. Purpose

1. The purpose of the Corporation shall be to promote, in accordance with the principles of the Shari'ah, the economic development of its member countries by encouraging the establishment, expansion and modernization of private enterprises producing goods and services in such a way as to supplement the activities of the Islamic Development Bank (hereinafter referred to as "the Bank").
2. For the purposes of this Agreement enterprises in member countries with partial share participation by governments or their public entities not exceeding forty nine percent of the voting stock, which operate on a commercial basis and whose activities strengthen the private sector are deemed to be private enterprises.

Article 4. Functions

1. To fulfill its purpose the Corporation may undertake the following functions in support of the enterprises referred to in Article 3:
 - (a) assist, alone or in cooperation with other sources of finance, in the financing of the establishment, expansion and modernization of private enterprises, utilizing such financial instruments and mechanisms as the Corporation deems appropriate in each instance;
 - (b) facilitate their access to private and public capital, domestic and foreign, including access to capital markets;
 - (c) stimulate the development of investment opportunities conducive to the flow of private capital, domestic and foreign, into investments in the member countries;

- (ffffffffffffffffffff) contribute to the development and diversification of financial products, with due regard to compatibility with principles based on prudent administration of the resources of the Corporation; and
 - (e) provide technical assistance for the preparation, financing and execution of projects, including the transfer of appropriate technology.
2. The Corporation may offer advisory services to member countries and their public and private enterprises on matters relevant to its purpose such as the conditions of an attractive environment for private investment, the identification and promotion of investment opportunities, the conversion of sole owner establishments and private limited companies into public companies, the privatization of public enterprises, the merger of private enterprises and the development of capital markets.

Article 5. Powers

1. In order to accomplish its purpose the Corporation shall have the power to carry out any economic or financial activity that is consistent with the Regulations issued by the Board of Directors of the Corporation.
2. Without prejudice to the generality of paragraph 1 hereof, the Corporation shall have the following powers:
- (a) to identify and promote private sector projects which meet the criteria of economic feasibility and efficiency, with preference given to projects that have one or more of the following characteristics:
 - (i) they promote the development and use of human and material resources in the member countries of the Corporation;
 - (b) they provide incentives for the creation of jobs;
 - (c) they promote information technology;
 - (d) they encourage savings and the use of capital in investments that produce goods and services;
 - (e) they contribute to the generation and/or savings of foreign exchange;
 - (f) they foster management capability and technology transfer; and
 - (g) they promote broader public ownership of enterprises through the participation of as many investors as possible in the capital stock of such enterprises.
 - (b) make direct investments through Islamic instruments and, preferably, through the subscription and purchase of shares or convertible debt instruments, in enterprises in which a majority of the voting power is held by investors with citizenship in member countries. In addition, in limited cases to be approved by the Board of Directors, make direct investments in small and medium-scale enterprises located in member countries, whose voting power is majority-owned by investors from other countries and in which significant generation of otherwise unavailable local added value is present;

- (c) offer financial products and services including, but not limited to, equity and quasi equity instruments, leasing, installment sales, *istisna'a*, *salam*, *mudharaba*, *murahaba*, guarantee, and risk management services;
- (ffffffffffffffff) promote the participation of other sources of financing and/or expertise through appropriate means, including the organization of syndications, the underwriting of securities and participations, joint ventures, and other forms of association;
- (e) issue *mudharaba*, leasing and *istisna'a* bonds and other financial instruments;
- (f) promote the underwriting of shares and securities issues, and extend such underwriting, provided the appropriate conditions are met, either individually or jointly with other financial entities;
- (g) provide asset management services to institutional and other investors in member countries;
- (h) raise funds, and for that purpose furnish such collateral or other security as the Corporation shall determine, provided that the total amount outstanding on the funds raised or guarantees given by the Corporation, regardless of source, shall not exceed an amount equal to three times the sum of its subscribed capital, earned surplus and reserves;
- (a) invest funds not immediately needed in its financial operations, as well as funds held by it for other purposes in such marketable obligations and securities as the Corporation may determine;
- (j) guarantee securities in which it has invested in order to facilitate their sale;
- (k) buy and/or sell securities it has issued or guaranteed or in which it has invested;
- (xx) handle, on such terms as the Corporation may determine, any specific matters incidental to its business as may be entrusted to the Corporation by its members or third parties, and discharge the duties of trustee in respect of trusts.

Article 6. Policies

The activities of the Corporation shall be conducted in accordance with investment policies to be set forth in detail, and amended when required, in Regulations approved by the Board of Directors of the Corporation.

Article 7. Members

1. The founding members of the Corporation shall be the Bank, those member countries of the Bank and those institutions of member countries that have signed this Agreement by the date specified in paragraph 1 of Article 60, and made the initial payment required in Article 10 of this Agreement.
2. The other member countries of the Bank and other financial institutions of which a member country or member countries of the Bank have majority ownership or control may accede to this Agreement on such date and in accordance with such conditions as

the General Assembly of the Corporation may determine by a majority of the members representing at least two-thirds of the total votes of the members.

3. The General Assembly may at any time after the coming into force of this Agreement by a vote of at least two thirds of the total number of members, representing not less than three fourths of the voting power of the members, open the membership of the Corporation to private sector institutions on such terms and conditions as it may determine.

CHAPTER II

FINANCIAL RESOURCES

Article 8. Capital

1. The authorized capital stock of the Corporation shall be one billion dollars of the United States of America (US \$1,000,000,000) of which five hundred million dollars of the United States of America (US \$500,000,000) are initially available for subscription by founding members. The Bank shall subscribe to fifty percent of this latter amount.
2. The authorized capital stock shall be divided into one hundred thousand (100,000) shares having a par value of ten thousand dollars of the United States of America (US \$10,000) each. Any shares not initially subscribed by the founding members in accordance with paragraph 1 and 2 of Article 9 of this Agreement shall be available for subsequent subscription.
3. The General Assembly may increase the authorized capital stock at such time and upon such terms and conditions, as it may deem appropriate, by at least two thirds of the total number of members representing not less than three-fourths of the voting power of members.

Article 9. Subscription

1. The Bank and the founding member countries shall initially subscribe the number of shares specified in Annex A to this Agreement.
2. Each other founding member shall subscribe at least one hundred shares.
3. Shares initially subscribed by the founding members shall be issued at par.
4. The conditions governing the subscription of shares to be issued after the initial share subscription by the founding members which shall not have been subscribed under Article 8(2) as well as the dates of payment thereof, shall be determined by the General Assembly of the Corporation.
5. If the General Assembly decides to increase the capital stock of the Corporation each member shall have a reasonable opportunity to subscribe, upon such terms and conditions as the General Assembly shall determine, to a proportion of the increase of stock equivalent to the proportion which its stock heretofore subscribed bears to the

total subscribed stock immediately prior to such increase. No member shall be obliged to subscribe to any part of an increase of the capital stock of the Corporation.

6. Subject to paragraph 5 of this Article, the General Assembly may, at the request of a member, by a vote of a majority of the total number of members representing a majority of the total voting power of the members, increase the subscription of such member to the capital stock on such terms and conditions as the General Assembly may determine.

Article 10. Payment of Subscriptions

1. The Bank shall pay the value of the shares subscribed by it in three annual, equal and consecutive installments. The first installment shall be paid within thirty days after the date the Bank becomes a member of the Corporation in accordance with Article 61 (2) of this Agreement. Each of the remaining installments shall be paid on the anniversary of the date the previous installment becomes due and payable.
2. The Bank shall, on behalf of each founding member country, pay the value of the shares initially subscribed by it. The number of installments and the dates of their payment shall be determined by the Board of Directors of the Corporation with the concurrence of the Board of Executive Directors of the Bank.
3. Each other founding member shall pay the value of the shares subscribed by it in five annual, equal and consecutive installments. The first installment shall be paid within thirty days after the founding member concerned becomes a member of the Corporation in accordance with Article 61 (2) of this Agreement. Each of the remaining installments shall be paid on the anniversary of the date the previous installment becomes due and payable.
4. The value of the shares shall be paid in United States Dollars. The Corporation shall determine the place or places of payment.

Article 11. Restriction on Transfers and Pledges of Shares

Shares of the Corporation may not be pledged, encumbered or transferred in any manner whatsoever except to the Corporation, unless the General Assembly approves a transfer between members by a majority of the members representing two-thirds of the total votes of the members.

Article 12. Limitation on Liability

The liability of members, including the Bank, on the shares subscribed by them, shall be limited to the unpaid portion of their value at issuance. No member, including the Bank, shall be liable, by reason of its membership, for obligations of the Corporation.

Article 13. Other Resources

The other resources of the Corporation shall consist of:

- (a) amounts accruing by way of dividends, commissions, and other funds derived from the investments of the Corporation;
- (b) amounts received upon the sale of investments or the repayment of financing;
- (c) amounts raised by the Corporation through various instruments; and

- (d) other funds entrusted to the Corporation for administration.

CHAPTER III

OPERATIONS

Article 14. Operating Principles

1. The Corporation shall provide financing on terms and conditions which it considers appropriate under the circumstances taking into account the requirements of the enterprises to be financed, the risks to the environment, the risks assumed by the Corporation and the terms and conditions normally obtained by private investors for similar Islamic financing.
2. It shall seek to revolve its funds by selling its investments, provided such sale can be made in an appropriate form and under satisfactory conditions to the extent possible in accordance with Article 5(2) (a) (vii).
3. It shall seek to maintain a reasonable diversification in its investments.
4. It shall apply such financial, technical, economic, legal, environmental and institutional feasibility and assessment criteria as may be required to justify investments and the adequacy of the guarantees offered.
5. It shall seek representation on the Board of the corporate bodies it finances or invests in unless its share in their capital does not exceed 5 percent of the total subscribed capital.
6. It shall not carry out any operation which falls under a category of investment that the Shari'ah Committee mentioned in Article 29, shall rule to be incompatible with Shari'ah, or which the Corporation considers inconsistent with this Agreement or with the Regulations to be issued pursuant to this Agreement.
7. It shall not establish as a condition that the proceeds of its financing be used to procure goods and services originating in a predetermined country.
8. It shall not assume responsibility for managing any enterprise in which it has invested and shall not exercise its voting rights for such purpose or for any other purpose which, in its opinion, is properly within the scope of managerial control.

Article 15. Limitations

1. With the exception of the investment of liquid assets of the Corporation referred to in Article 5 (2) (i) of this Agreement, investments of the Corporation shall be made only in enterprises located in member countries or working exclusively or mainly for the benefit of member countries; such investments shall be made following sound rules of financial management.
2. The Corporation shall not finance any undertaking in the territory of a member country if the member country objects to such financing.

Article 16. Protection of Interests

Nothing in this Agreement shall prevent the Corporation from taking such action and exercising such rights as it may deem necessary for the protection of its interests in the event of default on any of its investments or financing, actual or threatened insolvency of enterprises in which such investments or financing have been made, or other situations which, in the opinion of the Corporation, threaten to jeopardize such investments or financing.

Article 17. Political Activity Prohibited

The Corporation, the Chairman of its Board of Directors, the members of the Board of Directors, the General Manager, officers and staff shall not interfere in the political affairs of any member country; nor shall they be influenced in their decisions by the political character of the member country concerned.

CHAPTER IV

ORGANIZATION AND MANAGEMENT

Article 18. Structure

The Corporation shall have a General Assembly, a Board of Directors, an Executive Committee, an Advisory Board, a Shari'a Committee, Chairman of the Board of Directors, a General Manager and such other officers and staff as may be needed for the efficient management of the Corporation within the limits authorized by the Board of Directors of the Corporation.

Article 19. General Assembly

1. Each member shall be represented at the General Assembly and shall appoint one representative who shall serve at the pleasure of the appointing member.
2. The representatives of members in the General Assembly shall serve as such without remuneration from the Corporation, but the Corporation may reimburse them for reasonable expenses incurred in attending meetings.
3. The General Assembly shall designate one of the representatives of the member countries as Chairman who shall hold office until the election of the next Chairman at the next annual meeting of the General Assembly.

Article 20. General Assembly: Powers

1. All the powers of the Corporation shall be vested in the General Assembly.
2. The General Assembly may delegate any or all of its powers to the Board of Directors, except the power to:
 - (a) admit new members and determine the conditions of their admission;
 - (b) increase or decrease the capital stock of the Corporation;

- (c) suspend a member;
 - (d) decide appeals from interpretations or applications of this Agreement given by the Board of Directors;
 - (e) approve after reviewing the auditor's report, the final accounts of the Corporation;
 - (Six) elect the members of the Board of Directors;
 - (g) determine the reserves and the distribution of the net income and surplus of the Corporation
 - (h) engage the services of external auditors to examine the final accounts of the Corporation;
 - (a) amend this Agreement; and
 - (Ten) decide to suspend or terminate the operations of the Corporation and to distribute its assets.
3. The General Assembly and the Board of Directors, to the extent the latter is authorized, may adopt such general rules and regulations as may be necessary or appropriate to conduct the business of the Corporation, including Rules and Regulations for personnel, pensions and other benefits.
 4. The General Assembly may establish a committee and entrust it with the evaluation of the performance of the Corporation and submission of reports thereon to the Chairman of the Board of Directors of the Corporation.
 5. The General Assembly shall retain full powers to exercise authority over any matter delegated to the Board of Directors under paragraphs (2) and (3) of this Article.

Article 21. General Assembly: Procedures

1. The General Assembly shall hold an annual meeting, which shall be held in conjunction with the annual meeting of the Board of Governors of the Bank. It may meet on other occasions as the General Assembly deems necessary or called by the Board of Directors. The Board of Directors must call for a General Assembly meeting whenever requested by one-third of the members of the Corporation.
2. A majority of the members of the General Assembly shall constitute a quorum for any meeting of the General Assembly, provided that such majority represents not less than two-thirds of the total voting power of the members.
3. The General Assembly shall by regulation establish a procedure whereby the Board of Directors may, where the latter deems such action advisable, obtain a vote of the members of the General Assembly on a specific question without calling a meeting of the General Assembly.

Article 22. Voting

1. Each member shall have one vote for each share subscribed and paid for.
2. Except as otherwise provided in this Agreement, all matters before the General Assembly shall be decided by a majority of the voting power represented in the meeting.

Article 23. Board of Directors: Composition

1. The Board of Directors shall consist of not less than six and not more than ten members in addition to the Chairman of the Board of Directors and the General Manager.
2. The Bank shall appoint one or more of the members of the Board of Directors which together with the Chairman of the Board of Directors and the General Manager shall constitute half of the Board of Directors.
3. One member shall be appointed by the member country having the largest number of shares of the Corporation.
4. The remaining members of the Board of Directors shall be elected by the members other than the member having the largest number of shares.
5. The procedures for the election of members of the Board of Directors shall be set forth in the Regulations to be adopted by the General Assembly.
6. Members of the Board of Directors shall be appointed or elected for a period of three years and may be re-appointed. Elected members of the Board of Directors may be re-elected for not more than two consecutive terms. The members of the Board of Directors shall continue in office until their successors are appointed or elected. If the office of a member of the Board of Directors becomes vacant more than ninety (90) days before the end of his term, a successor shall be appointed or elected for the remainder of the term, by the member or members who appointed or elected the former member of the Board of Directors as the case may be.
7. The members of the Board of Directors must be suitably qualified and experienced in the fields of the Corporation's activities.
8. No member of the Board of Directors may simultaneously serve as a member of the General Assembly of the Corporation.
9. A member of the Board of Directors shall cease to hold office if the member or all the members whose votes counted towards his appointment or election cease to be members of the Corporation.

Article 24. Board of Directors: Powers

The Board of Directors shall be responsible for the general conduct of the operations of the Corporation and for this purpose shall exercise all the powers given to it by this Agreement or delegated to it by the General Assembly. In particular, the Board of Directors shall, on the recommendation of the Chairman of the Board of Directors:

- (One) adopt the policies of the Corporation and its general rules and regulations;

- (Two) adopt the operational strategy of the Corporation;
- (Three) adopt the annual administrative budget;
- (Four) submit the final accounts for each financial year for the approval of the General Assembly;
- (Five) interpret the provisions of this Agreement;
- (Six) propose amendments of this Agreement to the General Assembly;
- (Seven) undertake any other action that is not inconsistent with the provisions of this Agreement or the decisions of the General Assembly as it deems appropriate for the conduct of the business of the Corporation or for advancing its purposes.

Article 25. Board of Directors: Procedures

1. The Board of Directors shall operate at the headquarters of the Corporation, or at such other location as shall be designated by the Board, and shall meet when and as the business of the Corporation requires.
2. A majority of the members of the Board of Directors shall constitute a quorum for any meeting of the Board of Directors, provided that such majority represents not less than two-thirds of the total voting power of the members.
3. Subject to paragraph (4) of this Article, in voting in the Board of Directors each member of the Board of Directors shall be entitled to cast the number of votes which the member or members of the Corporation whose votes counted towards his appointment or election are entitled to cast.
4. Members of the Board of Directors appointed by the Bank shall have the votes of the Bank equally divided among them.
5. Except as otherwise expressly provided in this Agreement, all matters before the Board of Directors shall be decided by a majority of the voting power represented at the meeting.
6. All votes which a member of the Board of Directors is entitled to cast shall be cast as a unit.
7. In the event of a tie vote, the Chairman shall have the right to cast the deciding vote in the Board.

Article 26. Executive Committee

1. The Executive Committee shall be composed as follows:
 - (a) the Chairman of the Board of Directors;
 - (b) the General Manager of the Corporation;
 - (c) the member of the Board of Directors appointed by the member country having the largest number of shares in the Corporation;

- (d) not less than two and not more than four members from among the members of the Board of Directors representing other members as shall be determined by the Board of Directors.
2. The Chairman of the Board of Directors and, in his absence, the General Manager of the Corporation shall preside over the meeting of the Executive Committee and shall have no vote when chairing the meeting except a deciding vote in the event of a tie vote.

Article 27. Executive Committee: Functions

Without prejudice to Article 31 (5), the Committee shall have the power to approve all financing and investments by the Corporation in enterprises in the member countries and shall exercise other powers delegated to it by the Board of Directors.

Article 28. Executive Committee: Procedures

1. All financing and investments require an approval of the vote of the majority of the members of the Committee participating in the vote. An absence or abstention shall not count in the vote.
2. A quorum for any meeting of the Committee shall be the presence of the majority of its members.
3. A report with respect to each operation approved by the Committee shall be submitted to the Board of Directors. At the request of a member of the Board of Directors, such operation shall be presented to the Board for a vote. In the absence of such request within thirty days of distribution to the Board, an operation shall be deemed approved by the Board.
4. In the event that there is a tie vote regarding a proposed operation, such proposal shall be returned to the Management for further review and analysis; if upon reconsideration in the Committee, a tie vote shall again occur, the Chairman shall have the right to cast the deciding vote in the Committee.
5. In the event that the Committee shall reject an operation, it shall inform the members of the Board of Directors which, upon request of any member of the Board of Directors, may require that a Management report on such operation, together with a summary of the Committee's review, be submitted to the Board for discussion and possible directives with regard to the technical and policy issues related to the operation and to comparable operations in the future.

Article 29. The Shari'a Committee

1. The Corporation shall have a Shari'a Committee consisting of three erudite Islamic Scholars well versed in financial transactions. Members of the Shari'a Committee shall be appointed by the Board of Directors for a renewable three year term.
2. The Shari'a Committee shall rule on whether a certain category of investment is Shari'a compatible and shall consider any question referred to it by the Board of Directors or the Executive Committee or the Management of the Corporation.
3. The Committee shall render its decision after considering the views of the Management and any expert on the matter that it may wish to consult.

4. Decisions of the Shari'a Committee shall be taken by a majority vote of its members and shall set out the arguments and the reasons on which it is based.

Article 30. The Advisory Board

1. The Corporation may have an Advisory Board consisting of five internationally renowned personalities of different nationalities who are experts in the fields of the Corporation's activities.
2. Members of the Advisory Board shall be appointed by the General Assembly for a renewable three-year term.
3. The Advisory Board shall exchange views and submit reports on any matter submitted to it by the General Assembly, the Board of Directors, the Executive Committee, the Chairman of the Board of Directors or the General Manager. All views expressed in the Advisory Board shall be reflected in its reports.

Article 31. Chairman, General Manager and Officers

1. The President of the Bank shall be ex officio Chairman of the Board of Directors of the Corporation. He shall preside over meetings of the Board of Directors but without the right to vote except in the event of a tie. He shall participate in meetings of the General Assembly, but shall not vote at such meetings.
2. The General Manager shall be appointed by the Board of Directors upon the recommendation of the Chairman of the Board of Directors. The General Manager shall be a national of a member country. The Board of Directors shall determine the tenure, which may be renewable, of the General Manager and the conditions of his appointment.
3. The General Manager shall be the chief executive of the Corporation and shall, under the general supervision of the Chairman of the Board of Directors, conduct the current business of the Corporation. The General Manager shall be responsible for the organization, appointment and dismissal of the officers and staff in accordance with the Rules and Regulations adopted by the Corporation.
4. The General Manager shall be a member of the Board of Directors and the Executive Committee without the right to vote, except in the event of a tie while he acts as Chairman.
5. To the extent authorized by the Board of Directors, the General Manager shall approve the financing and investments by the Corporation in the enterprises in member countries.
6. Whenever activities must be carried out that require specialized knowledge or cannot be handled by the regular staff of the Corporation, the services of experts and consultants may be engaged on a temporary basis.
7. The officers and staff of the Corporation owe their duty entirely to the Corporation in the discharge of their offices. Each member of the Corporation shall respect the international character of such duty and shall refrain from all attempts to influence any of them in the discharge of their duties.
8. The Corporation shall have due regard for the need to assure the highest standards of efficiency, competence and professional and ethical integrity as the paramount

consideration in appointing the staff of the Corporation and in establishing their conditions of service. Due regard shall also be paid to the importance of recruiting the staff on as wide a geographic basis as possible.

Article 32. Publication of Annual Reports and Circulation of Reports

1. The Corporation shall publish an annual report containing an audited statement of its accounts. It shall also send the members a quarterly summary of its financial position and a profit and loss statement indicating the results of its operations.
2. The Corporation may also publish any such other reports and studies as it deems appropriate in order to fulfil its purposes and carry out its functions.

Article 33. Dividends

1. The General Assembly shall determine what part of the Corporation's net income and surplus, after making provision for reserves, shall be distributed as dividends. In any event, no dividends shall be distributed before reserves reach twenty-five percent (25%) of the subscribed capital.
2. Dividends shall be distributed pro rata in proportion to the paid-in capital stock held by each member.
3. Dividends shall be paid in such manner and in such currency or currencies as the General Assembly shall determine.

Article 34. Relations with the Bank

1. The Corporation shall be an entity separate and distinct from the Bank. The funds and accounts of the Corporation shall be kept separate and apart from those of the Bank, although the two organizations may co-finance the same project and may jointly invest their funds provided they are recorded separately in their respective books. The provisions of this paragraph shall not prevent the Corporation from making arrangements with the Bank regarding facilities, personnel, services and others concerning reimbursement of administrative expenses paid by either organization for the benefit of the other.
2. The Corporation shall seek insofar as possible to utilize the facilities and installations of the Bank for a consideration that may be agreed upon with the Bank.
3. Nothing in this Agreement shall make the Corporation liable for the acts or obligations of the Bank, or the Bank liable for the acts or obligations of the Corporation.

CHAPTER V

WITHDRAWAL AND SUSPENSION OF MEMBERS

Article 35. Right of Withdrawal

1. Any member may withdraw from the Corporation by notifying the Chairman of the Board of Directors in writing of its intention to do so. Such withdrawal shall become effective on the date specified in the notice but in no event prior to six months from the date on which such notice was delivered to the Corporation. At any time before the withdrawal becomes effective, the member may upon written notice to the Corporation, renounce its intention to withdraw.
2. A withdrawing member shall remain liable for all obligations to the Corporation to which it was subject at the date of delivery of the withdrawal notice. However, if the withdrawal becomes effective, a member shall not incur any liability for obligations resulting from operations of the Corporation effected after the date on which the withdrawal notice was received by the latter.

Article 36. Suspension of Membership

1. A member that fails to fulfil any of its obligations to the Corporation may be suspended by a vote representing not less than three-fourths of the total voting power of the members.
2. A member so suspended shall automatically cease to be a member of the Corporation one year from the date of its suspension unless the General Assembly during that period decides by the majority referred to in paragraph (1) of this Article to extend or lift the suspension.
3. While under suspension, a member may exercise none of the rights conferred upon it by this Agreement, except the right of withdrawal, but it shall remain subject to fulfillment of all obligations.

Article 37. Rights and Duties on Cessation of Membership

1. From the time its membership ceases, a member shall no longer share in the profits or losses of the Corporation and shall incur no liability with respect to financing and guarantees entered into by the Corporation thereafter. The Corporation shall arrange for the repurchase of such member's capital stock as part of the settlement of accounts with it in accordance with the provisions of this Article.
2. The Corporation and a member may agree on the withdrawal from membership and the repurchase of shares of said member on terms appropriate under the circumstances. If such agreement is not reached within three months after the date on which such member expresses its desire to withdraw from membership, or within a term agreed upon between both parties, the repurchase price of the member's shares shall be equal to the book value thereof on the date when the member ceases to belong to the Corporation, such book value to be determined by the Corporation's last audited financial statements.
3. Payment for shares shall be made in such installments and at such times and in such available currencies as the Corporation shall determine, taking into account its financial position. Provided that payment of the repurchase price of the shares

allocated under this Agreement to a former member country, and paid on its behalf under Article 10(2) by the Bank, shall be made to the Bank.

4. No amount due to a former member for its shares under this Article may be paid until one month after the date upon which such member ceases to be a member of the Corporation. If within that period the Corporation suspends operations, the rights of such member shall be determined by the provisions of Article 38 and the member shall be considered still a member of the Corporation for purposes of said Article, except that it shall have no voting rights.

Article 38. Suspension of Operations

In an emergency the Board of Directors may suspend operations in respect of new investments, financing and guarantees until such time as the General Assembly has the opportunity to consider the situation and take pertinent measures.

Article 39. Termination of Operations

1. The Corporation may terminate its operations by a decision of the General Assembly taken by a majority of two-thirds of the total number of members representing at least three-fourths of the total votes of the members. Upon termination of operations, the Corporation shall forthwith cease all activities except those incident to the conservation, preservation and realization of its assets and settlement of its obligations.
2. Until final settlement of such obligations and distribution of assets, the Corporation shall remain in existence and all mutual rights and obligations of the Corporation and its members under this Agreement shall continue unimpaired, except that no member shall be suspended or withdraw and that no distribution shall be made to members except as provided in this Article.

Article 40. Liability of Members and Payments of Claims

1. The liability of members arising from capital subscriptions shall remain in force until the Corporation's obligations, including contingent obligations, are fully settled.
2. All creditors holding direct claims shall be paid out of the assets of the Corporation to which such obligations are chargeable and then out of other reserves and then out of the paid-up capital and then out of payments, if any, due to the Corporation on unpaid capital subscriptions to which such claims are chargeable. Before making any payments to creditors holding direct claims, the Board of Directors shall make such arrangements as are necessary, in its judgment, to ensure a pro rata distribution among holders of direct and contingent claims.

Article 41. Distribution of Assets

1. No distribution of assets shall be made to members on account of paid subscriptions to the capital stock of the Corporation until all liabilities to creditors have been discharged or provided for. Such distribution must be approved by the General Assembly by a vote of two-thirds of the total number of members representing not less than three-fourths of the total voting power of members.
2. Any distribution of assets to the members shall be in proportion to the paid-up capital stock held and shall be effected at such times and under such conditions as the

Corporation deems fair and equitable. The proportions of assets distributed need not be uniform as to type of assets. No member shall be entitled to receive its proportion in such distribution of assets until it has settled all its obligations to the Corporation.

3. Any member receiving assets distributed pursuant to this Article shall enjoy the same rights with respect to such assets as the Corporation enjoyed prior to their distribution.

CHAPTER VI

IMMUNITIES AND PRIVILEGES

Article 42. Purpose of Chapter

To enable the Corporation to fulfill the functions with which it is entrusted, the immunities and privileges set forth in this Chapter shall be accorded to the Corporation in the territories of each member country.

Article 43. Position of the Corporation with Regard to Judicial Process

1. Actions may be brought against the Corporation only in a court of competent jurisdiction in the territories of a member country in which the Corporation has an office, has appointed an agent for the purpose of accepting service or notice of process, or has issued or guaranteed securities.
2. No action shall, however, be brought against the Corporation by members or persons acting or deriving claims from members nor in respect of personnel matters.
3. The property and assets of the Corporation shall, wheresoever located and by whomsoever held, be immune from all forms of judicial seizure, attachment or execution before the delivery of final judgment against the Corporation.

Article 44. Immunity of Assets from Seizure

Property and assets of the Corporation, wherever located and by whomsoever held, shall be immune from search, requisition, confiscation, expropriation or any other form of seizure by executive or legislative action.

Article 45. Immunity of Archives

The archives of the Corporation shall be inviolable.

Article 46. Secrecy of Deposits

The Corporation shall observe complete secrecy in regard to the depositor's accounts and members shall respect the inviolability of information about such deposits.

Article 47. Freedom of Assets from Restrictions

1. Subject to paragraph (2) of this Article and to the extent necessary to carry out the operations provided for in this Agreement, all property and assets of the Corporation shall be free from restrictions, regulations, controls and moratoria of any nature.
2. Funds received by or payable to the Corporation in respect of an investment of the Corporation made in any member country's territories pursuant to Article 4 (1) of this Agreement shall not be free, solely by reason of any provision of this Agreement, from generally applicable foreign exchange restrictions, regulations and controls in force in the territories of the member country.

Article 48. Privileges for Communications

The official communications of the Corporation shall be accorded by each member country the same treatment that it accords the official communications of the other member countries.

Article 49. Immunities and Privileges of Officers and Employees

All members of the General Assembly, the Chairman and members of the Board of Directors, the General Manager, officers and employees of the Corporation:

- (a) shall be immune from legal process with respect to acts performed by them in their official capacity;
- (b) not being local nationals, shall be accorded the same immunities from immigration restrictions, alien registration requirements and national service obligations and the same facilities as regards exchange restrictions as are accorded by member countries to the representatives, officials, and employees of comparable rank of other member countries;
- (c) shall be granted the same treatment in respect of traveling facilities as is accorded by member countries to representatives, officials and employees of comparable rank of other member countries.

Article 50. Immunities from Taxation

1. The Corporation, its assets, property, income and its operations and transactions authorized by this Agreement, shall be immune from all taxation and from all custom duties. The Corporation shall also be immune from liability for the collection or payment of any tax or duty.
2. No tax shall be levied on or in respect of salaries and emoluments paid by the Corporation to the Chairman or members of the Board of Directors, the General Manager, officials or employees of the Corporation.
3. No taxation of any kind shall be levied on any obligation or security issued by the Corporation (including any dividend or return thereon) by whomsoever held:
 - (a) which discriminates against such obligation or security solely because it is issued by the Corporation; or
 - (b) if the sole jurisdictional basis for such taxation is the place or currency in which it is issued, made payable or paid, or the location of any office or place of business maintained by the Corporation.

4. No taxation of any kind shall be levied on any obligation or security guaranteed by the Corporation (including any dividend or return thereon) by whomsoever held:
 - (One) which discriminates against such obligation or security solely because it is guaranteed by the Corporation; or
 - (Two) if the sole jurisdictional basis for such taxation is the location of any office or place of business maintained by the Corporation.

Article 51. Application of Chapter

Each member country shall take such action as is necessary in its own territories for the purpose of making effective in terms of its own law the principles set forth in this Chapter and shall inform the Corporation of the detailed action which it has taken.

Article 52. Waiver

The Corporation in its discretion may waive any of the privileges and immunities conferred under this Article to such extent and upon such conditions as it may determine.

CHAPTER VII

AMENDMENTS, INTERPRETATION, ARBITRATION

Article 53. Amendments

1. This Agreement may be amended by a decision of the General Assembly taken by a vote of two-thirds of the total number of members representing not less than three-fourths of the total voting power of the members.
2. Notwithstanding the provisions of paragraph (1) of this Article, the unanimous agreement of the General Assembly shall be required for the approval of any amendment modifying:
 - (One) the right to withdraw from the Corporation as provided in Article 35 (1) of this Agreement;
 - (Two) the right to subscribe to shares in the capital increase of the Corporation as provided in paragraph (5) of Article 9; and;
 - (Three) the limitations on liability as provided for in Article 12.
3. Any proposal to amend this Agreement, whether emanating from a member of the Corporation or the Board of Directors, shall be communicated to the Chairman of the General Assembly, who shall bring the proposal before the General Assembly. When an amendment has been adopted, the Corporation shall so certify in an official communication addressed to all members. Amendments shall enter into force for all members three months after the date of the official communication unless the General Assembly shall specify a different date.

Article 54. Languages, Interpretation and Application

1. The official language of the Corporation shall be Arabic. In addition English and French may be used as working languages. The Arabic text of this Agreement shall be the authentic text for both interpretation and application.
2. Any question of interpretation of the provisions of this Agreement arising between any member and the Corporation or between members shall be submitted to the Board of Directors for decision.
3. In any case where the Board of Directors has given a decision under paragraph (2) of this Article, any member may require that the question be submitted to the General Assembly, whose decision shall be final. Pending the decision of the General Assembly, the Corporation may, insofar as it deems it necessary, act on the basis of the decision of Board of Directors.

Article 55. Arbitration

If a disagreement should arise between the Corporation and a member which has ceased to be such, or between the Corporation and any member after adoption of a decision to terminate the operations of the Corporation, such disagreement shall be submitted to arbitration by a tribunal of three arbitrators. One of the arbitrators shall be appointed by the Corporation, another by the member concerned, each party acting within sixty days of the date of the request for arbitration. The third arbitrator, shall be appointed by agreement of the two parties and, when they fail to agree within 60 days, by the current President of the Islamic Court of Justice who shall also appoint the arbitrator not appointed by a party in the period specified above, on the request of the other party. If all efforts to reach a unanimous award by the arbitrators fail, decisions shall be reached by a majority vote of the three arbitrators. The third arbitrator shall be empowered to settle all questions of procedure in any case where the parties are in disagreement with respect thereto.

Article 56. Approval Deemed Given

Whenever the approval of any member is required before any act may be done by the Corporation, approval shall be deemed to have been given unless the member presents an objection within such reasonable period as the Corporation may fix in notifying the member of the proposed act.

CHAPTER VIII

GENERAL PROVISIONS

Article 57. Headquarters of the Corporation

1. The headquarters of the Corporation shall be the Headquarters of the Bank in Jeddah in the Kingdom of Saudi Arabia.
2. The Board of Directors of the Corporation may establish other offices in the territories of any of its member countries.

Article 58. Financial Year

The Financial Year of the Bank shall be the Financial Year of the Corporation.

Article 59. Channels of Communication, Depositories

1. Each member shall designate a specific office of its own for purposes of communication with the Corporation on matters connected with this Agreement.
2. Each member country shall designate its central bank or such other agency as may be agreed upon with the Corporation, as a depository with which the Corporation may keep its holdings of currency of that member as well as other assets of the Corporation.

CHAPTER IX

FINAL PROVISIONS

Article 60. Signature and Acceptance

1. This Agreement shall be deposited with the Bank, where it shall remain open for signature by the representatives of the Bank, the member countries of the Bank listed in Annex A and the other potential members until 30th Dhul Hija 1420 (of the Hijra Calendar) corresponding to 5th April 2000 (of the Gregorian Calendar) or such later date as shall be established by the Board of Directors of the Corporation. Each signatory of this Agreement shall deposit with the Bank an instrument setting forth that it has accepted or ratified this Agreement in accordance with its own laws or regulations and has taken the steps necessary to enable it to fulfill all of its obligations under this Agreement.
2. The Bank shall send certified copies of this Agreement to all members and duly notify them of each signature and deposit of the instrument of acceptance or ratification made pursuant to the forgoing paragraph, as well as the date thereof.
3. On or after the date which the Corporation commences operation, the Bank may receive the signature and the instrument of acceptance of this Agreement from any country or institution whose membership has been approved in accordance with paragraph (2) of Article 7 of this Agreement.

Article 61. Entry into Force

1. This Agreement shall enter into force when it has been signed and instruments of acceptance or ratification have been deposited, in accordance with paragraph (1) of Article 60, by:
 - (One) the Bank;
 - (Two) the Headquarters country; and
 - (Three) at least four other member countries.

2. The countries and institutions whose instruments of acceptance or ratification were deposited prior to the date on which the Agreement entered into force shall become members on that date. Other countries and institutions shall become members on the dates on which their instruments of acceptance or ratification are deposited.

Article 62. Commencement of Operations

As soon as this Agreement enters into force under paragraph (1) of Article 61, each member shall appoint a representative and the President of the Bank shall call a meeting of the General Assembly. The Corporation shall begin operations on the date when such meeting is held.

DONE at the city of Jeddah, Kingdom of Saudi Arabia in a single original, dated 25 Rajab 1420H, corresponding to 3 November 1999, in Arabic, with a translation into English and French, which shall remain deposited in the archives of the Islamic Development Bank, which has indicated by its signature below its agreement to act as depository of this Agreement and to notify all those governments of the countries whose names are set forth in Annex A of the date when this Agreement shall enter into force, in accordance with paragraph (1) of Article 61 of this Agreement.

ANNEX A

**SHARES IN THE CORPORATION'S AUTHORIZED CAPITAL STOCK
ALLOCATED FOR THE INITIAL SUBSCRIPTION OF THE ISLAMIC
DEVELOPMENT BANK AND MEMBER COUNTRIES**

(Shares Par value: US\$10,000 each)

Shareholder	Number of Shares
Islamic Development Bank	25,000
Afghanistan	17
Albania	7
Algeria	475
Azerbaijan	4
Bahrain	44
Bangladesh	188
Benin	18
Brunei Darussalam	47
Burkina Faso	48
Cameroon	40
Chad	11
Comoros	4
Djibouti	10
Egypt	401
Gabon	51
Gambia	16
Guinea	47
Guinea Bissau	13
Indonesia	475
Iran	1,337
Iraq	82
Jordan	76
Kazakhstan	3
Kuwait	1,899
Kyrgyz	3
Lebanon	19
Libya	2,016
Malaysia	304
Maldives	16
Mali	19
Mauritania	16
Morocco	95
Mozambique	14
Niger	39
Oman	53
Pakistan	475
Palestine	26
Qatar	188
Saudi Arabia	3,812
Senegal	47
Sierra Leone	6
Somalia	16
Sudan	63
Suriname	5
Syria	19
Tajikistan	3
Togo	3
Tunisia	38
Turkey	1,176
Turkmenistan	3
Uganda	39
UAE	1,082
Yemen	95
Total	40,003