

**17 Annex - Economic and monetary policy**

**143. LAW ON MEMBERSHIP OF THE REPUBLIC OF MONTENEGRO IN THE INTERNATIONAL MONETARY FUND AND OTHER INTERNATIONAL FINANCIAL INSTITUTIONS**

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Pursuant to Article 88 item 2 of the Constitution of the Republic of Montenegro, I hereby issue the

**Decree on the proclamation of the Law on Membership of the Republic of Montenegro in the International Monetary Fund and other International Financial Institutions**

*(Official Gazette of the Republic of Montenegro 66/06 of 3 November 2006)*

I hereby promulgate the Law on Membership of the Republic of Montenegro in the International Monetary Fund and other International Financial Institutions passed by the Constitutional Parliament of the Republic of Montenegro at the second sitting of the second ordinary session in 2006 on 26 October 2006.

No 01-1383/2

Podgorica, 31 October 2006

President of Montenegro

Filip Vujanović

**Law on Membership of the Republic of Montenegro in International Monetary Fund and Other International Financial Institutions**

**Article 1**

The Government of the Republic of Montenegro (hereinafter: the Government) shall be authorized to, in the name of the Republic of Montenegro (hereinafter: the Republic) accept the membership in the International Monetary Fund (hereinafter: the Fund), the membership in the International Bank for Reconstruction and Development (hereinafter: the Bank), the International Finance Corporation (hereinafter: the Corporation), the International Development Association (hereinafter: the Association) and in the Multilateral Investment Guarantee Agency (hereinafter: the Agency), by accepting the provisions of the Statutes of the Fund, the Bank, the Corporation, the Association and the Convention on foundation of the Agency, with amendments, in the text printed in the appendices I, II, III, IV and V of this Law, under terms and conditions from the decisions of the respective Board of Governors of the Fund, the Bank, the Corporation, the Association and the Council of Governors of the Agency, that are related to the membership of the Republic in these institutions.

**Article 2**

Upon the acceptance of the Republic into the membership of the Fund, the Republic shall become a participant in the Section for Special Drawing Rights of the Fund.

The Government shall authorize a representative to execute and deposit in the Fund, in the name of the Republic, the Participation Instrument declaring that the Republic is taking over all the liabilities as a participant in the Section for Special Drawing Rights of the Fund, in accordance with the law of the Republic, and declaring that the Republic has undertaken all required activities

that enable it to execute all liabilities as a participant in the Section for Special Drawing Rights of the Fund.

### **Article 3**

The Government shall be authorized to borrow or in any other manner provide funds to use them for periodical payments in the name of the Republic to the Fund, the Bank, the Corporation, the Association and the Agency, in the manner and under the conditions determined in the decisions related to the membership of the Republic in such financial institutions and in accordance with their Statutes, i.e. the Foundation Convention of the Agency and execute payments with regard to participation of the Republic in the Section for Special Drawing Rights of the Fund.

In accordance with the Statutes of the Fund, the Bank, the Corporation, the Association and the Foundation Convention of the Agency, the Government shall be authorized to issue non-transferable binding interest-free bills that would be required or adequate, and related to the membership of the Republic in the Fund, the Bank, the Association or the Agency.

### **Article 4**

The Central Bank of Montenegro (hereinafter: the Central Bank) shall be the fiscal agent in accordance with Article V, section 1 of the Statute of the Fund and authorized to perform in the name of the Republic any operations and transactions envisaged in the provisions of the Statute of the Fund.

The Ministry of Finance (hereinafter: the Ministry) shall be the fiscal agent in accordance with Article III, section 2 of the Statute of the Bank, and the institution through which the communication with the Corporation, the Association and the Agency shall be realized, in accordance with Article IV, section 10 of the Statute of the Corporation, Article II, section 10 of the Statute of the Association, and Article 38 of the Foundation Convention of the Agency.

### **Article 5**

The Central Bank shall be the depository of the monetary funds of the Fund, the Bank, the Corporation, the Association and the Agency.

### **Article 6**

The Central Bank shall be authorized to accept any amount of funds that may be paid or transferred to the Republic in the operations and transactions that are performed in accordance with the provisions of the Statute of the Fund.

The Ministry of Finance shall be authorized to accept any amount of funds that may be paid or transferred to the Republic in the operations and transactions that are performed in accordance with the provisions of the Statute of the Bank, the Association, the Corporation and the Foundation Convention of the Agency.

### **Article 7**

The Government shall authorize representatives to sign in the name of the Republic originals of the respective Statutes of the Fund, the Bank, the Corporation and the Association and the Foundation Convention of the Agency and to execute and deposit some of the instruments of acceptance, ratification instrument and other documents that may be required for such purposes.

**Article 8**

The Republic shall be represented in the Fund by the President of the Council of the Central Bank, as a Governor.

The Government shall appoint a Deputy Governor in the Fund, at the proposal of the Governor referred to in paragraph 1 of this Article.

The Republic shall be represented by the Minister of Finance as a Governor in the Bank, the Corporation, the Association and the Council of Governors of the Agency.

The Government shall appoint a Deputy Governor in the Bank, the Corporation, the Association and the Council of the Governors of the Agency at the proposal of the Governor referred to in paragraph 3 of this Article.

**Article 9**

The following provisions of the respective Statutes of the Fund and the Bank (i) first sentence of Article VIII, section 2 (b), Article IX, section 2 to section 9 (inclusive) and Article XXI (b) of the Statute of the Fund; (ii) Article VII, section 2 through section 9 (inclusive), the Statute of the Bank; (iii) Article VI, section 2 through Section 9 (inclusive) of the Statute of the Corporation; (iv) Article VIII, section 2 through section 9 (inclusive) of the Statute of the Association; and Foundation Convention of the Agency, which are printed as appendices I, II, III, IV and V of this Law, shall be directly applied in the Republic.

**Article 10**

In accordance with the provisions of this Law, the Government shall adopt bylaws and undertake other activities required for the Republic to fulfill its obligations in respect of the provisions of the Statutes and decisions referred to in Article 1 of this Law.

**Article 11**

This Law shall enter into force on the eighth day from the date of its publication in the Official Gazette of the Republic of Montenegro.