



# **Official Development Assistance Multilateral Replenishment Obligations (Special Appropriation) Act 2020**

**No. 52, 2020**

**An Act to appropriate money out of the  
Consolidated Revenue Fund for expenditure in  
relation to Australia's official development  
assistance multilateral replenishment obligations,  
and for related purposes**

Note: An electronic version of this Act is available on the Federal Register of Legislation  
(<https://www.legislation.gov.au/>)



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*[Assented to 16 June 2020]*

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*No. 52, 2020*

*Official Development Assistance Multilateral Replenishment  
Obligations (Special Appropriation) Act 2020*

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## The Parliament of Australia enacts:

### 1 Short title

This Act is the *Official Development Assistance Multilateral Replenishment Obligations (Special Appropriation) Act 2020*.

### 2 Commencement

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this Act	The day this Act receives the Royal Assent.	16 June 2020

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

- (2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

### 3 Definitions

In this Act:

***Asian Development Bank*** means the Bank referred to in the *Asian Development Bank Act 1966*.

***Debt Relief Trust Fund*** means the Trust Fund established by the International Bank for Reconstruction and Development and the International Development Association on 7 November 1996.

***Global Environment Facility Trust Fund*** means the Global Environment Facility Trust Fund established by the Instrument for the Establishment of the Restructured Global Environment Facility, done at Geneva on 7 July 1994, as in force from time to time.

Note: The Instrument for the Establishment of the Restructured Global Environment Facility could in 2020 be viewed on the Global Environment Facility's website ([www.thegef.org](http://www.thegef.org)).

***International Bank for Reconstruction and Development*** means the Bank referred to in the *International Monetary Agreements Act 1947*.

***International Development Association*** means the Association referred to in the *International Development Association Act 1960*.

***Montreal Protocol*** means the Montreal Protocol on Substances that Deplete the Ozone Layer, done at Montreal on 16 September 1987, as in force for Australia from time to time.

Note: The Montreal Protocol, as originally in force for Australia, is in Australian Treaty Series 1989 No. 18 ([1989] ATS 18) and could in 2020 be viewed in the Australian Treaties Library on the AustLII website ([www.austlii.edu.au](http://www.austlii.edu.au)).

***Multilateral Fund for the Implementation of the Montreal Protocol*** means the Multilateral Fund established by the Amendment to the Montreal Protocol adopted by Decision II/2 of the Second Meeting of the Parties to the Montreal Protocol at London on 29 June 1990.

Note: The Amendment to the Montreal Protocol could in 2020 be viewed on the United Nations website ([www.un.org](http://www.un.org)).

***payment*** includes payment in a foreign currency.

#### 4 Payments required to be made

Australia may make any payment to an international body specified in column 1 of an item in the following table if Australia is required to make that payment in accordance with the agreement specified in column 2 of the item.

## Section 4

Item	Column 1 International body	Column 2 Agreement
1	International Development Association	An Instrument of Commitment or any other written agreement submitted by Australia to the International Development Association that relates to the making of contributions to the International Development Association for the purposes of one or more of the following: (a) replenishing the resources of the International Development Association; (b) the Heavily Indebted Poor Countries Initiative; (c) the Multilateral Debt Relief Initiative.
2	Debt Relief Trust Fund	A Contribution Agreement entered into between Australia and the International Development Association, or any other written agreement submitted by Australia to the International Development Association, that relates to the making of contributions to the Debt Relief Trust Fund for the purposes of the Heavily Indebted Poor Countries Initiative or the Multilateral Debt Relief Initiative.
3	Asian Development Bank	An Instrument of Contribution or other written agreement submitted by Australia to the Asian Development Bank that relates to the making of contributions for the purposes of the Asian Development Fund.
4	International Bank for	An Instrument of Commitment or

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Item	Column 1 International body	Column 2 Agreement
	Reconstruction and Development	other written agreement submitted by Australia to the International Bank for Reconstruction and Development that relates to the making of contributions to the Global Environment Facility Trust Fund.
5	Multilateral Fund for the Implementation of the Montreal Protocol	A Contribution Agreement submitted by Australia to the Executive Committee of the Multilateral Fund for the Implementation of the Montreal Protocol that relates to the making of contributions to the Multilateral Fund for the Implementation of the Montreal Protocol.

## 5 Issue of promissory notes

- (1) The Treasurer may, on behalf of Australia, make promissory notes and issue them to an international body specified in column 1 of an item in the table in section 4, for the purposes of making any payment required to be made by Australia in accordance with an agreement specified in column 2 of the item.
- (2) A promissory note made under subsection (1) is to be:
  - (a) non-negotiable; and
  - (b) non-interest-bearing; and
  - (c) payable at par value upon demand.

## 6 Appropriation

The Consolidated Revenue Fund is appropriated for the purposes of making:

- (a) payments under section 4; and

## Section 6

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(b) payments under promissory notes made under section 5.

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*[Minister's second reading speech made in—  
House of Representatives on 24 October 2019  
Senate on 25 February 2020]*

(205/19)

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