

A G R E E M E N T

between the Government of the Cooperative Republic of Guyana and the Government of the Russian Federation on the settlement of the debt of the Cooperative Republic of Guyana to the Russian Federation on previously granted credits

Preamble

The Government of the Cooperative Republic of Guyana and the Government of the Russian Federation hereinafter referred to as «the Parties»,

in compliance with the terms of the Agreed Minute on the consolidation of the debt of the Cooperative Republic of Guyana (hereinafter referred to as «the Agreed Minute») signed in Paris on June 25, 1999 between the representatives of the Government of the Cooperative Republic of Guyana and the representatives of the Governments of Participating Creditor Countries of the Paris Club;

taking into account the terms of the Russian Federation becoming a fully-fledged Creditor Country of the Paris Club,

looking forward to further developing and strengthening of traditional friendship between the two countries,

agreed as follows:

ARTICLE 1

Debts Concerned

The provisions of the present Agreement will apply to commercial credits having a maturity of more than one year granted or guaranteed by the Government of the former USSR or its appropriate institutions to the Government of the Cooperative Republic of Guyana or its appropriate institutions, or covered by the guarantee of the Government of the Cooperative Republic of Guyana or its appropriate institutions under agreements concluded before December 31, 1988 (hereinafter referred to as «previously granted credits»).

This Agreement applies to the debt described above, regardless of the payment mechanisms, determined by the credit agreements.

ARTICLE 2

Treated Amounts

1. The total amount of the debt of the Cooperative Republic of Guyana towards the Russian Federation on previously granted credits is 12.028.377,33 US dollars as at May 23, 1999.

2. All amounts mentioned in paragraph 1 of the present Article due and not paid as at May 23, 1999 shall bear late interest charges from their respective due dates till May 23, 1999 inclusive at rate of 6% per year.

3. Seventy percent of the amount of principal and interest of the total debt mentioned in paragraph 1 of the present Article and late interest mentioned in paragraph 2 of the present Article will not need to be repaid by the Government of the Cooperative Republic of Guyana. The remaining thirty percent of the outstanding amount totaling 4.972.049,51 US dollars are to be repaid in accordance with the present Agreement.

The above upfront reduction of the Russian Federation's claims on the Cooperative Republic of Guyana is effective as of the date of entering into force of the present Agreement.

4. The amounts of the debts that are the subject of the present Agreement (hereinafter referred to as «Treated Amounts») are set forth in Annex 1, which constitutes an integral part of the present Agreement.

The Annex 1 may be amended by mutual consent of both Parties, if necessary.

ARTICLE 3

Consolidation

1. 75,45 percent of Treated Amounts (including late interest charged according to paragraph 2 of Article 2 of the present Agreement) not paid as at May 23, 1999 will not need to be repaid by the Government of the Cooperative Republic of Guyana.

2. The remaining 24,55 percent of Treated Amounts (including late interest charged according to paragraph 2 of Article 2 of the present

Agreement) not paid as at May 23, 1999 will be consolidated according to the present Agreement.

Treated Amounts mentioned in paragraph 1 of the present Article (hereinafter referred to as "Consolidated Amounts") are set forth in Annex 2, which constitutes an integral part of the present Agreement.

Annex 2 may be amended by mutual consent of both Parties, if necessary.

ARTICLE 4

Repayment of Consolidated Amounts

Consolidated Amounts, mentioned in Article 3 of the present Agreement, are to be repaid in US dollars in accordance with the schedule, set forth in Annex 3, which constitutes an integral part of the present Agreement.

ARTICLE 5

Calculation and payment of interest

1. Interest at the rate of 5,75 percent per year is to be charged on each Consolidated Amount, mentioned in Article 3 of the present Agreement as from May 23, 1999;
2. The interest will be accrued every 6 months and repaid in US dollars on May 23 and November 23 of each year, provided that the first interest payment is to be effected on November 23, 1999, and the last interest payment is to be effected at the date of the repayment of the last Consolidated Amount.
3. Interest will be calculated on the basis of the actual number of days elapsed in the 365-day year.

ARTICLE 6

Debt Swaps

On a mutually agreed and voluntary basis the Government of the Russian Federation may sell or exchange, in the framework of debt for

nature, debt for aid, debt for equity swaps or other local currency debt swaps of the debt of Cooperative Republic of Guyana.

ARTICLE 7

Late Interest

In case any payment of the Consolidated Amounts in principal and interest, set forth in Articles 4 and 5 of the present Agreement, is not made during a period of more than five days from the due date, this amount is to be treated as arrears and bears interest at the rate of 6,5 percent per year from the due date until this amount is paid in full.

ARTICLE 8

Agents / Procedures

Ministry of Finance of the Cooperative Republic of Guyana and the Bank for Foreign Economic Affairs of the USSR (hereinafter referred to as «Vnesheconombank») will be authorized agents of the Government of the Cooperative Republic of Guyana and the Government of the Russian Federation respectively. For purposes of implementation of this Agreement all principal and interest payments to be made hereunder will be made by the Ministry of Finance of the Cooperative Republic of Guyana to the order of Vnesheconombank for the account of the Government of the Russian Federation (the Ministry of Finance of the Russian Federation) with Vnesheconombank. Methods and procedures of accounting and settlements to be made under the present Agreement will be determined by a technical arrangement to be concluded between Vnesheconombank and the Ministry of Finance of the Cooperative Republic of Guyana within a month as of the date of signing of the present Agreement.

ARTICLE 9

Comparability of Treatment

The Government of the Cooperative Republic of Guyana commits itself to accord to the Russian Federation the terms of debt treatment at least as favorable as that accorded or could be accorded to any category of Creditor Countries, commercial banks or suppliers for credits of comparable maturity and legal nature.

ARTICLE 10
Conditionality

The provisions of Articles 3, 4 and 5 of the present Agreement will continue to apply provided that the Government of the Cooperative Republic of Guyana effectuates on due dates payments under the Agreed Minute and the present Agreement.

ARTICLE 11
Preservation of Rights

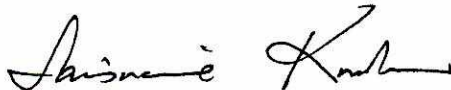
Except as modified by this Agreement, the terms of any contract or financial arrangement, which apply to any category of debt referred to herein, will continue to be legal and binding.

ARTICLE 12
Entry into Force

The present Agreement will come into force on the date of its signature by both Parties.

Done in Georgetown, on December 22, 2004, in two originals, each in English and Russian, both texts being of equal legal power.

**FOR THE GOVERNMENT
OF THE COOPERATIVE
REPUBLIC OF GUYANA**



**FOR THE GOVERNMENT
OF THE RUSSIAN FEDERATION**



to the Agreement between the Government of the Cooperative Republic of Guyana and the Government of the Russian Federation on the settlement of the debt of the Cooperative Republic of Guyana to the Russian Federation on previously granted credits

The treated amounts of indebtedness of importers of the Cooperative Republic of Guyana under commercial operations of Russian exporters as on May 23, 1999

Exporter	Importer	Currency	Outstanding amount (in USD)	Out of which disbursed after 01.01.1992	Outstanding amount in USD	The amount of late interest for the delay of payment	Outstanding amount after application of the upfront discount in USD (Treated amount)
VO "Aviaexport"	Guyana Airways Corporation, Georgetown	USD	12 028 377,33	-	12 028 377,33	4 545 121,04	4 972 049,51
Total:			12 028 377,33	-	12 028 377,33	4 545 121,04	4 972 049,51

to the Agreement between the Government of the Cooperative Republic of Guyana and the Government of the Russian Federation on the settlement of the debt of the Cooperative Republic of Guyana to the Russian Federation on previously granted credits

The consolidated amounts of indebtedness of importers of the Cooperative Republic of Guyana under commercial operations of Russian exporters as on May 23, 1999

Exporter	Importer	Currency	Outstanding amount (in the currency of credit - in USD)	Out of which disbursed after 01.01.1992	Outstanding amount in USD	The amount of late interest for the delay of payment	Outstanding amount after application of the discount in USD (Consolidated amount)
VO "Aviaexport"	Guyana Airways Corporation, Georgetown	USD	12 028 377,33	-	12 028 377,33	4 545 121,04	1 220 638,15
Total.			12 028 377,33	-	12 028 377,33	4 545 121,04	1 220 638,15

Annex № 3

to the Agreement between the
Government of the Cooperative
Republic of Guyana and the
Government of the Russian
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Schedule
of repayment of consolidated debt

№ sem	in %	The amount of payment in		Date of payment	№ sem.	in %	The amount of payment in		Date of payment
		Principal	Interest				Principal	Interest	
1	0,00	0,00	35 381,79	23.11.1999	2	0,00	0,00	34 997,20	23.05.2000
3	0,00	0,00	35 381,79	23.11.2000	4	0,00	0,00	34 804,91	23.05.2001
5	0,00	0,00	35 381,79	23.11.2001	6	0,00	0,00	34 804,91	23.05.2002
7	0,00	0,00	35 381,79	23.11.2002	8	0,00	0,00	34 804,91	23.05.2003
9	0,00	0,00	35 381,79	23.11.2003	10	0,00	0,00	34 997,20	23.05.2004
11	0,00	0,00	35 381,79	23.11.2004	12	0,00	0,00	34 804,91	23.05.2005
13	0,12	1 464,77	35 381,79	23.11.2005	14	0,20	2 441,28	34 763,14	23.05.2006
15	0,28	3 417,79	35 268,56	23.11.2006	16	0,38	4 638,42	34 596,08	23.05.2007
17	0,48	5 859,06	35 035,04	23.11.2007	18	0,58	7 079,70	34 486,24	23.05.2008
19	0,70	8 544,47	34 660,00	23.11.2008	20	0,82	10 009,23	33 851,25	23.05.2009
21	0,94	11 474,00	34 122,19	23.11.2009	22	1,08	13 182,89	33 238,69	23.05.2010
23	1,22	14 891,79	33 407,48	23.11.2010	24	1,36	16 600,68	32 438,17	23.05.2011
25	1,52	18 553,70	32 494,63	23.11.2011	26	1,70	20 750,85	31 609,47	23.05.2012
27	1,86	22 703,87	31 355,34	23.11.2012	28	2,06	25 145,15	30 196,74	23.05.2013
29	2,26	27 586,42	29 968,37	23.11.2013	30	2,46	30 027,70	28 693,17	23.05.2014
31	2,68	32 713,10	28 298,35	23.11.2014	32	2,92	35 642,63	26 904,19	23.05.2015
33	3,18	38 816,29	26 316,97	23.11.2015	34	3,44	41 989,95	24 918,01	23.05.2016
35	3,70	45 163,61	23 974,70	23.11.2016	36	4,00	48 825,53	22 296,02	23.05.2017
37	4,30	52 487,44	21 250,30	23.11.2017	38	4,64	56 637,61	19 407,22	23.05.2018
39	4,98	60 787,78	18 087,17	23.11.2018	40	5,34	65 182,08	16 058,98	23.05.2019
41	5,72	69 820,50	14 435,77	23.11.2019	42	6,12	74 703,05	12 277,02	23.05.2020
43	6,54	79 829,74	10 246,57	23.11.2020	44	7,00	85 444,67	7 803,26	23.05.2021
45	7,46	91 059,61	5 455,87	23.11.2021	46	7,96	97 162,80	2 770,47	23.05.2022

1 220 638,15

1 297 571,98