



## THE INTERNATIONAL FINANCE CORPORATION ACT, 1956



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**Provisions of agreement which shall have force of law.**

# THE INTERNATIONAL FINANCE CORPORATION ACT, 1956.

## <sup>1</sup>ACT NO. XXVIII OF 1956

[18<sup>th</sup> April, 1956]

**An Act to give effect to an international agreement for the establishment and operation of an International Finance Corporation and for purposes connected therewith.**

WHEREAS Articles of Agreement of the International Finance Corporation have, on the eleventh day of April 1955, been approved by the Executive Directors of the International Bank for Reconstruction and Development, hereinafter referred to as the Bank, and deposited in the archives of the Bank for signature and acceptance on behalf of Governments ;

AND WHEREAS it is expedient to provide for the participation of Pakistan in the said Corporation in pursuance of the aforesaid agreement ;

It is hereby enacted as follows :—

**1. Short title extent and commencement.**—(1) This Act may be called the International Finance Corporation Act, 1956.

(2) It extends to the whole of Pakistan.

(3) It shall come into force on such date as the <sup>3</sup>[Federal Government] may, by notification in the official Gazette, appoint.

**2. Definitions.** In this Act, unless there is anything repugnant in the subject or context,—

(a) “agreement” means any Agreement which may be signed and accepted on behalf of the Government of Pakistan in pursuance of the Articles of Agreement approved by the Executive Directors of the Bank on the eleventh day of April 1955

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<sup>1</sup> For Statement of Objects and Reasons, see Gaz. of P., dated the 6<sup>th</sup> April, 1956, Ext., p. 636.

<sup>2</sup> I.e., the 8<sup>th</sup> May, 1956, see Gaz. of P., 1956, Ext., p. 1033.

<sup>3</sup> Subs. by F.A.O., 1975, Art. 2 and Table, for “Central Government”.

providing for the establishment and operation of an international body to be called the International Finance Corporation ;

(b) “Corporation” means the International Finance Corporation ;

(c) “member” means a member of the Corporation.

**3. Financial provisions.**—(1) There shall be paid out of the <sup>1</sup>[Federal Consolidated Fund] and until the <sup>1</sup>[Federal Consolidated Fund] is constituted, out of the Revenues of the <sup>2</sup>[Federal Government], all such sums as may be required for the purpose of making payments on behalf of the Government of Pakistan under paragraph (a) of section 3 of Article II of the Agreement.

(2) Any sums received by the Government of Pakistan from the Corporation in pursuance of the Agreement shall be paid into the <sup>1</sup>[Federal Consolidated Fund] and until the <sup>1</sup>[Federal Consolidated Fund] is constituted into the Revenues of the <sup>2</sup>[Federal Government].

**4. State Bank to be depository for the Corporation.** The State Bank of Pakistan shall be the depository of the Pakistan currency holdings or other assets of the Corporation.

**5. Certain provisions of Agreement to have force of law.** Notwithstanding anything to the contrary contained in any other law, the provisions of Article VI of the Agreement set out in the Schedule shall have the force of law in Pakistan :

Provided that nothing in section 9 thereof shall be construed as—

- (a) entitling the Corporation to import into Pakistan goods free of any duty of customs without any restriction on their subsequent sale therein, or
- (b) conferring on the Corporation any exemption from duties or taxes which form part of the price of goods sold or which are in fact no more than charges for services rendered.

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<sup>1</sup> Subs. by F.A.O., 1975, Art. 2 and Table, for “Central Consolidated Fund” which was previously subs. by A.O., 1964, Art. 2 and Sch., for “Federal Consolidated Fund” to read as above.

<sup>2</sup> Subs., *ibid.*, for “Central Government”.

## **THE SCHEDULE**

**(See section 5)**

**Provisions of Agreement which shall have force of Law**

### **THE AGREEMENT**

#### **Article VI**

#### **STATUS, IMMUNITIES AND PRIVILEGES**

##### **SECTION 1.— *Purpose of Article***

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

##### **SECTION 2.— *Status of the Corporation.***

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

- (i)** to contract ;
- (ii)** to acquire and dispose of immovable and movable property ;
- (iii)** to institute legal proceedings.

##### **SECTION 3.— *Position of the Corporation with regard to Judicial Process.***

Actions may be brought against the Corporation only in a court of competent jurisdiction in the territories of a member 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. No action shall, however, be brought by members or persons acting for or deriving claims from members. The property and assets of the Corporation shall, wheresoever located and by whomsoever held, be immune from all forms

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