

## **Fourth Amendment Agreement**

dated \_\_\_\_\_ 2021

to the financing agreement dated 08 June 2016, as amended by an amendment agreement dated 11 July 2018, an amendment agreement dated 09 July 2020 and an amendment agreement dated 08 June 2021

**(the “Original Financing Agreement”)**

between

**KfW, Frankfurt am Main**

("KfW")

and the

**United Nations Development Programme**

("UNDP" or "Recipient")

- Employment and Skills Development Programme -

BMZ-No.: 2016 40 689

UNDP-Code 00096416

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KfW for the account of the Federal Republic of Germany and UNDP hereby enter into the following supplemental financing agreement to the Original Financing Agreement (the "Amendment Agreement"):

### **Section 1 – Definitions and Interpretation**

Subject to any express provision to the contrary in this Amendment Agreement or unless the context otherwise requires, terms defined in the Original Financing Agreement shall have the same meaning in this Amendment Agreement.

### **Section 2 – Modifications of the Original Financing Agreement**

The Original Financing Agreement shall be modified as follows:

- 2.1 Article 2.2 of the Original Financing Agreement shall be deleted and replaced as follows:

*"KfW shall have the right to refuse to make disbursements after 30.06.2022. The Parties acknowledge and agree that UNDP shall not be obliged to continue with any activity under the Project to the extent funding is not available."*

- 2.2 Article 2.3 of the Original Financing Agreement shall be deleted and replaced as follows:

*"The Project measures as defined in Annex I shall be completed at the latest by 30.06.2022."*

- 2.3 The timeframe for the implementation of both Component 1 and Component 2 as set out in the Table on page 7 of Annex 1 to the Original Financing Agreement shall be extended until 30 June 2022.

### **Section 3 – Continuity and Further Assurance**

- 3.1 Continuing obligations.

The provisions of the Original Financing Agreement shall, save as amended by this Amendment Agreement, remain unchanged and continue in full force and effect.

- 3.2 Further assurance.

The Recipient shall, at the request of KfW and at its own expense, do all such acts and things necessary or reasonably desirable to give effect to the amendments effected or to be effected pursuant to this Amendment Agreement.

#### **Section 4 – Incorporation of Terms**

The provisions of Article 4 (*Costs and Public Charges*), Articles 5.1 and 5.2 (*Contractual Statements and Power of Representation*), Article 7 (*Publication and Transfer of Project-related Information*) and Articles 8.5, 8.6, 8.7 and 8.8 (*Miscellaneous Provisions*) of the Original Financing Agreement shall be incorporated into this Amendment Agreement as if set out in full in this Amendment Agreement and as if references in those clauses to "the Agreement" or "this Agreement" are references to this Amendment Agreement.

Done in 2 originals in the English language.

Frankfurt am Main, this \_\_\_\_\_ 2021 \_\_\_\_\_, this \_\_\_\_\_ 2021

KfW

UNDP

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

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Name of signatory (block capitals)

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Name of signatory (block capitals)

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Title of signatory (block capitals)

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Title of signatory (block capitals)

Second signature KfW

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Signature

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Name of signatory (block capitals)

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Title of signatory (block capitals)