



Treaty Series No. 85 (1995)

Exchange of Notes

between the Government of the
United Kingdom of Great Britain and Northern Ireland
and the Government of the Republic of Costa Rica

concerning the United Kingdom/Costa Rica Debt
Rescheduling Agreement 1992

San José, 16 November and 20 November 1992

[The Agreement entered into force on 20 November 1992]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
November 1995*

LONDON : HMSO

£3.00 net

**EXCHANGE OF NOTES
BETWEEN THE GOVERNMENT OF THE
UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND
AND THE GOVERNMENT OF THE REPUBLIC OF COSTA RICA
CONCERNING THE UNITED KINGDOM/COSTA RICA DEBT
RESCHEDULING AGREEMENT 1992**

No. 1

*Her Majesty's Ambassador at San José
to the Minister of Finance of the Republic of Costa Rica*

*British Embassy
San José
16 November 1992*

Your Excellency

I have the honour to refer to discussions between representatives of the Government of the United Kingdom of Great Britain and Northern Ireland, (hereinafter referred to as "the Government of the United Kingdom") and the Government of the Republic of Costa Rica (hereinafter referred to as "the Government of Costa Rica") under the terms of the Agreed Minute on the consolidation of the Debt of the Government of Costa Rica signed in Paris on 16 July 1991 concerning the Exchange of Notes (EON) constituting the following loan:

- (a) United Kingdom/Costa Rica Loan 1973, (EON signed at San José and dated 15 February 1973)¹ as amended (by EON signed at San José and dated 30 September 1974,² 25 and 26 June 1975,³ 8 April and 3 May 1976,⁴ 5 January and 20 March 1978⁴, 30 July and 11 September 1979⁴ and 27 February and 24 March 1981)⁴ hereinafter referred to as "the Aid Loan".
- (b) United Kingdom/Costa Rica Loan 1973 Debt Rescheduling Agreement (Consolidation 1984), (EON signed at San José and dated 20 and 25 September 1984)⁵ hereinafter referred to as "The Consolidation Agreement 1984".
- (c) United Kingdom/Costa Rica Loan 1973 Debt Rescheduling Agreement (Consolidation 1985), (EON signed at San José and dated 3 November 1989),⁶ hereinafter referred to as "The Consolidation Agreement 1985".
- (d) United Kingdom/Costa Rica Loan 1973 Debt Rescheduling Agreement (Consolidation 1989), (EON signed at San José and dated 5 July 1991)⁶; hereinafter referred to as "The Consolidation Agreement 1989".

2. I have the honour to propose that the repayment schedule of the Aid Loan in respect of those repayments of principal and interest (excluding late interest) due as at 30 June 1991 inclusive and not paid and 100% of the amount of principal and interest (excluding late interest) due from 1 July 1991 up to and including 31 March 1992, and which shall remain unpaid shall be revised as follows:

- (a) 100% of the amounts of principal and interest, (excluding late interest), due as at 30 June 1991 and 100% of the amounts of principal and interest (excluding late interest), due from 1 July 1991 to 31 March 1992, inclusive (hereinafter referred to as "deferred amounts"), shall be paid by the Government of Costa Rica in pounds sterling in London to the Government of the United Kingdom in 10 (ten) equal and consecutive semi-annual instalments on 15 April and 15 October each year, the first payment to be made on 15 April 1997 (end of grace period), and the final payment to be made on 15 October 2001 (end of repayment period).

¹Treaty Series No. 105 (1973), Cmnd. 5436.

²Treaty Series No. 13 (1978), Cmnd. 7075.

³Treaty Series No. 14 (1978), Cmnd. 7085.

⁴Treaty Series No. 38 (1982), Cmnd. 8675.

⁵Treaty Series No. 19 (1987), Cm 135.

⁶Not published.

3. The sums to be paid in accordance with Paragraph 2(a) above are specified in Annex I and II to this Note.
4. I have the honour to propose that amounts due as at 30 June 1991 as a result of the Consolidation Agreements of 1984 and 1985 concluded in accordance with Paris Club Agreed Minutes dated 11 January 1983 and 22 April 1985 which remain unpaid shall be revised as follows:
 - (a) 100% of the amounts of principal and interest (excluding late interest), due as at 30 June 1991 inclusive and not paid (hereinafter referred to as "outstanding amounts") shall be paid by the Government of Costa Rica in pounds sterling in London to the Government of the United Kingdom in 4 (four) successive annual payments, the first payment to be made on 15 April 1993 (end of grace period) and the final payment to be made on 15 April 1996 (end of repayment period).
5. The sums to be paid in accordance with Paragraph 4(a) above are specified in Annex III and IV to this Note.
6. I further have the honour to propose that the amount due as at 30 June 1991 inclusive as a result of the Consolidation Agreement of 1989 concluded in accordance with Paris Club Agreed Minute dated 26 May 1989 which remain unpaid shall be revised as follows:
 - (a) 100% of the amounts of principal and interest (excluding late interest), due as at 30 June 1991 inclusive and not paid (hereinafter referred to as "outstanding amounts") shall be paid by the Government of Costa Rica in pounds sterling in London to the Government of the United Kingdom in 10 (ten) equal and successive semi-annual instalments on 15 October and 15 April each year, the first payment to be made on 15 October 1991 (end of grace period) and the final payment to be made on 15 April 1996 (end of repayment period).
7. The sums to be paid in accordance with Paragraph 6(a) above are specified in Annex V and VI to this Note.
8. Notwithstanding the provisions of Paragraph 9(b) of the 1973 Loan, the Government of Costa Rica shall pay interest to the Government of the United Kingdom in pounds sterling in London on the deferred amounts and on the outstanding amounts as follows:
 - (a) the rate of interest in respect of each deferred amount and outstanding amount shall be 6 per cent per annum commencing from the original repayment date of each deferred amount and outstanding amount.
 - (b) moratorium interest at 6 per cent per annum shall be calculated on a day to day basis in the amount of the deferred amounts and outstanding amounts for the time being due and outstanding, after deduction of the total repayments made under the provisions of the deferred amounts and outstanding amounts being reduced in chronological order by such repayments for the purpose of the calculations.
 - (c) moratorium interest as detailed in Paragraph 2(a) above shall be paid in semi-annual instalments on 15 October and 15 April each year, the first payment to be made on 15 October 1992, and the final payment to be made on 15 April 2001 as specified in Annex II to this Note.
 - (d) moratorium interest as detailed in Paragraph 4(a) above shall be paid in semi-annual instalments on 15 October and 15 April each year, the first payment to be made on 15 October 1992, and the final payment to be made on 15 April 1996 as specified in Annex IV to this Note.
 - (e) moratorium interest as detailed in Paragraph 6(a) above shall be paid in semi-annual instalments on 15 October and 15 April each year, the first payment to be made on 15 October 1991, and the final payment to be made on 15 April 1996 as specified in Annex V and Annex VI to this Note.
9. Notwithstanding the provisions of Paragraph 8 of the 1973 Loan the Government of Costa Rica shall be free to repay at any earlier time to the Government of the United Kingdom in pounds sterling in London any portion of the deferred amounts that are outstanding.
10. In all other respects the terms and conditions of the Aid Loan shall continue in force.

11. If the foregoing proposals are acceptable to the Government of Costa Rica, I have the honour to suggest that this Note, together with its Annexes, and Your Excellency's reply to that effect shall constitute an Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Costa Rica in this matter which shall be known as "The United Kingdom/Costa Rica Debt Rescheduling Agreement 1992" and which shall enter into force on the date of your reply.

I avail myself of this opportunity to convey to Your Excellency the assurances of my highest consideration.

M. LOUISE CROLL

ANNEX I

United Kingdom/Costa Rica Debt Rescheduling 1992 Schedule A

100% of the amounts of principal and interest due as at 30 June 1991 and 100% of the amounts of principal and interest due from 1 July 1991 up to 31 March 1992 inclusive and not paid will be rescheduled.

Repayment will be made in 10 equal and successive semi-annual payments, the first payment on 15 April 1997 (end of grace period) and the final payment on 15 October 2001 (end of repayment period).

First payment of moratorium interest due 15 October 1992.

<i>Loan title</i>	<i>Due date</i>	<i>Interest</i>	<i>Principal</i>	<i>Total</i>
United Kingdom/	15 Aug 90	45,013.24	95,200.00	140,213.24
Costa Rica Loan 1973	15 Feb 91	42,157.24	95,200.00	137,357.24
	15 Aug 91	39,301.24	95,200.00	134,501.24
	15 Feb 92	36,445.24	95,200.00	131,645.24
		162,916.96	380,800.00	543,716.96

ANNEX II

United Kingdom/Costa Rica Debt Rescheduling 1992 Schedule A

<i>Due date</i>	<i>Interest</i>	<i>Principal</i>	<i>Outstanding</i>
15 Oct 92	46,682.29	0.00	543,716.96
15 Apr 93	16,266.82	0.00	543,716.96
15 Oct 93	16,356.20	0.00	543,716.96
15 Apr 94	16,266.82	0.00	543,716.96
15 Oct 94	16,356.20	0.00	543,716.96
15 Apr 95	16,266.82	0.00	543,716.96
15 Oct 95	16,356.20	0.00	543,716.96
15 Apr 96	16,266.82	0.00	543,716.96
15 Oct 96	16,356.20	0.00	543,716.96
15 Apr 97	16,266.82	54,371.69	489,345.27
15 Oct 97	14,720.58	54,371.69	434,973.58
15 Apr 98	13,013.46	54,371.69	380,601.89
15 Oct 98	11,449.34	54,371.69	326,230.20
15 Apr 99	9,762.79	54,371.69	271,858.51
15 Oct 99	8,178.10	54,371.69	217,486.82
15 Apr 00	6,506.73	54,371.69	163,115.13
15 Oct 00	4,906.87	54,371.69	108,743.44
15 Apr 01	3,253.37	54,371.69	54,371.75
15 Oct 01	1,635.62	54,371.75	—
Total	266,868.05	543,716.96	

ANNEX III

United Kingdom/Costa Rica Debt Rescheduling 1992 Schedule B(a)

As regards amounts due as at 30 June 1991 inclusive and not paid, 100% of principal and interest will be rescheduled.

Repayment will be made in four equal and successive annual payments, the first payment to be made on 15 April 1993 (end of grace period) and the final payment to be made on 15 April 1996 (end of repayment period).

First payment of moratorium interest due 15 October 1992.

<i>Loan title</i>	<i>Due date</i>	<i>Interest</i>	<i>Principal</i>	<i>Total</i>
United Kingdom/	30 Jun 89	0.00	20,230.00	20,230.00
Costa Rica DR 1984	15 Aug 89	0.00	17,136.00	17,136.00
	15 Aug 89	51,667.00	0.00	51,667.00
	30 Sep 89	0.00	24,276.00	24,276.00
	15 Feb 90	0.00	17,136.00	17,136.00
	15 Feb 90	13,782.99	0.00	13,782.99
	31 Mar 90	0.00	24,276.00	24,276.00
	15 Aug 90	0.00	17,136.00	17,136.00
	15 Aug 90	13,588.27	0.00	13,588.27
	30 Sep 90	0.00	24,276.00	24,276.00
	15 Feb 91	5,746.44	31,664.38	37,410.82
	15 Feb 91	13,782.99	45,568.77	59,351.76
	31 Mar 91	4,197.15	46,634.90	50,832.05
		102,734.84	268,334.05	371,068.89

ANNEX IV

United Kingdom/Costa Rica Debt Rescheduling 1992 Schedule B(a)

<i>Due date</i>	<i>Interest</i>	<i>Principal</i>	<i>Outstanding</i>
15 Oct 92	51,529.26	0.00	371,068.89
15 Apr 93	11,101.57	92,767.22	278,301.67
15 Oct 93	8,371.92	0.00	278,301.67
15 Apr 94	8,326.18	92,767.22	185,534.45
15 Oct 94	5,581.28	0.00	185,534.45
15 Apr 95	5,550.78	92,767.22	92,767.23
15 Oct 95	2,790.64	0.00	92,767.23
15 Apr 96	2,775.39	92,767.23	—
Totals	96,027.02	371,068.89	

ANNEX V

United Kingdom/Costa Rica Debt Rescheduling 1992 Schedule B(b)

As regards amounts due as at 30 June 1991 inclusive and not paid, 100% of principal and interest will be rescheduled.

Repayment will be made in 10 equal and successive annual payments, the first payment to be made on 15 October 1991 and the final payment to be made on 15 April 1996.

First payment of moratorium interest due 15 October 1992.

<i>Loan title</i>	<i>Due date</i>	<i>Interest</i>	<i>Principal</i>	<i>Total</i>
United Kingdom/	30 Jun 90	221,551.62	373,656.82	595,208.44
Costa Rica DR 1990	30 Dec 90	22,603.68	0.00	22,603.68
	31 Mar 91	190,963.98	0.00	190,963.98
	30 Apr 91	25,316.35	0.00	25,316.35
	30 Jun 91	22,235.14	373,656.82	395,891.96
		482,670.77	747,313.64	1,229,984.41

ANNEX VI

United Kingdom/Costa Rica Debt Rescheduling 1992 Schedule B(b)

<i>Due date</i>	<i>Interest</i>	<i>Principal</i>	<i>Outstanding</i>
15 Oct 91	61,133.48	122,998.44	1,106,985.97
15 Apr 92	33,118.59	122,998.44	983,987.53
15 Oct 92	29,600.50	122,998.44	860,989.09
15 Apr 93	25,758.91	122,998.44	737,990.65
15 Oct 93	22,200.38	122,998.44	614,992.21
15 Apr 94	18,399.22	122,998.44	491,993.77
15 Oct 94	14,800.25	122,998.44	368,995.33
15 Apr 95	11,039.53	122,998.44	245,996.89
15 Oct 95	7,400.13	122,998.44	122,998.45
15 Apr 96	3,679.84	122,998.45	—
Total	227,130.83	1,229,984.41	

No. 2

*The Minister of Finance to the Republic of Costa Rica
to Her Majesty's Ambassador at San José*

*Ministry of Finance
San José
20 November 1992*

Your Excellency,

I have the honour to acknowledge receipt of Your Excellency's Note of today, which reads as follows:

[As in No. 1]

I have the honour to confirm that the foregoing terms and conditions are acceptable to the Government of Costa Rica and that your Note and this reply shall constitute an Agreement between our two Governments in this matter which shall be known as "The United Kingdom/Costa Rica Debt Rescheduling Agreement 1992" and which shall enter into force today.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

R. MÉNDEZ MATA

[Annex as in No. 1]

