

- (b) Shall provide that — subject to paragraph 3.c of this article — all payments to the Bank under the guarantee contract shall be made in the currency loaned, unless — in the case of a loan guaranteed as part of special operations — the rules and regulations provide otherwise; and
  - (c) Shall also provide that the Bank may terminate its liability with respect to interest if, upon default by the borrower and the guarantor, if any, the Bank offers to purchase, at par and interest accrued to a date designated in the offer, the bonds or other obligations guaranteed.
3. In the case of direct loans made or loans guaranteed by the Bank, the Bank;
- (a) In determining the terms and conditions for the operation, shall take due account of the terms and conditions on which the corresponding funds were obtained by the Bank;
  - (b) Where the recipient is not a member, may, when it deems it advisable, require that the member in whose territory the project concerned is to be carried out, or a public agency or institution of that member acceptable to the Bank, guarantee the repayment of the principle and the payment of interest and other charges on the loan;
  - (c) Shall expressly state the currency in which all payments to the Bank under the contract concerned shall be made. At the option of the Borrower, however, such payments may always be made in gold or convertible currency or, subject to the agreement of the Bank, in any other currency; and
  - (d) May attach such other terms or conditions, as it deems appropriate, taking into account both the interest of the member directly concerned in the project and the interests of the members as a whole.

## ARTICLE 19

### *Commission and Fees*

1. The Bank shall charge a commission on direct loans made and guarantees given as part of its ordinary operations. This commission, payable periodically, shall be computed on the amount outstanding on each loan or guarantee and shall be at the rate of not less than one per cent per annum, unless the Bank, after the first ten years of its operations, decides to change this minimum rate by a majority of two-thirds of its members representing not less than three-quarters of the total voting power of the members.

2. In guaranteeing a loan as part of its ordinary operations, the Bank shall charge a guarantee fee, at a rate determined by the Board of Directors, payable periodically on the amount of the loan outstanding.

3. Other charges of the Bank in its ordinary operations and the commission, fees and other charges in its special operations shall be determined by the Board of Directors.