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SUPPLEMENTARY PROTOCOL A/SP1/12/01
AMENDING ARTICLES 1, 3, 6 AND 21 OF THE
REVISED TREATY OF THE ECONOMIC COMMUNITY
OF WEST AFRICAN STATES
THE HIGH CONTRACTING PARTIES,

MINDFUL of Articles 7, 8 and 9 of the Treaty establishing the Authority of Heads of State and Government and defining its composition and functions;

MINDFUL of Article 21 paragraphs 1 and 2 of the Treaty establishing the Fund for Cooperation, Compensation and Development;

MINDFUL of Article 1 of the Treaty defining the Fund for Cooperation, Compensation and Development;

MINDFUL of Article 3 paragraph 2(n) defining the establishment of a Fund for Cooperation, Compensation and Development as a stage to achieving the aims of the Community;

MINDFUL of Article 6 paragraph 1 (g) of the Treaty listing the Fund for Cooperation, Compensation and Development as one of the Institutions of the Community;

MINDFUL of Decision A/DEC.4/12/99 relating to the transformation of the ECOWAS Fund into a holding company with two subsidiaries;

DESIRING to conclude a Supplementary Protocol amending Articles 1, 3, 6 and 21 of the Treaty to reflect the transformation of the ECOWAS Fund into a holding company called the ECOWAS Bank for Investment and Development with two subsidiaries;

HAVE AGREED AS FOLLOWS:

ARTICLE 1

References to "Fund" and "Statutory Appointees" in Article 1, Article 3, paragraph 2(n), Article 6, paragraph 1 (g) and Article 21 of the Treaty signed in Cotonou on 24 July 1993 are hereby abrogated and replaced with the following new provisions:

New Article 1

"Bank" shall mean the ECOWAS Bank for Investment and Development established by Article 21 of this Treaty;

"Statutory Appointees" includes the Executive Secretary, Deputy Executive Secretaries, President of the ECOWAS Bank for Investment and Development (EBID), Managing Director of ECOWAS Regional Investment Bank (ERIB), Managing Director of ECOWAS Regional Development Fund (ERDF) and any other senior officer of the Community designated as such by the Authority.
**New Article 3, paragraph 2(n)**

“The establishment of the ECOWAS Bank for Investment and Development (EBID) and its subsidiaries, the ECOWAS Regional Investment Bank (ERIB) and the ECOWAS Regional Development Fund (ERDF)”

**New Article 6 paragraph 1 (g)**

"ECOWAS Bank for Investment and Development (EBID) and its subsidiaries:

- ECOWAS Regional Investment Bank (ERIB);
- ECOWAS Regional Development Fund (ERDF)."

**New Article 21**

"1 There is hereby established a Holding Company called ECOWAS Bank for Investment and Development (EBID). It shall have two subsidiaries, namely, ECOWAS Regional Investment Bank (ERIB) and ECOWAS Regional Development Fund (ERDF).

2 The status, objectives and functions of the ECOWAS Bank for Investment and Development are defined in the Protocol relating thereto”.

3 The status, objectives and functions of the two subsidiaries are defined in their respective Articles of Association”.

**ARTICLE 2**

1 The ECOWAS Bank for Investment and Development and its subsidiaries shall assume all the rights and obligations of the Fund for Cooperation, Compensation and Development.

2 In the Protocols, Decisions, Resolutions and the other instruments of the Community adopted since 1975, the name “Fund for Cooperation, Compensation and Development” shall be replaced by “The ECOWAS Bank for Investment and Development and its subsidiaries”.

3 The Board of Directors of the Fund for Cooperation, Compensation and Development shall supervise the transitional period until the establishment of the various organs of the ECOWAS Bank for Investment and Development and its subsidiaries.
ARTICLE 3

ENTRY INTO FORCE, RATIFICATION AND DEPOSITORY AUTHORITY

1 This Supplementary Protocol shall enter into force upon ratification by at least nine (9) signatory States in accordance with the constitutional procedures of each signatory State.

2 This Supplementary Protocol and all instruments of ratification shall be deposited with the Executive Secretariat which shall transmit certified true copies of this Supplementary Protocol to all Member States and notify them of the dates of deposit of the instruments of ratification and shall register this Supplementary Protocol with the Organisation of African Unity, the United Nations Organisation and such other organisations as the Council shall determine.

3 This Supplementary Protocol shall be annexed to and shall form an integral part of the Revised Treaty.

IN WITNESS WHEREOF WE THE HEADS OF STATE AND GOVERNMENT OF THE ECONOMIC COMMUNITY OF WEST AFRICAN STATES HAVE SIGNED THIS SUPPLEMENTARY PROTOCOL.

DONE AT DAKAR THIS 21ST DAY OF DECEMBER 2001

IN ONE SINGLE ORIGINAL IN THE ENGLISH AND FRENCH LANGUAGES, THE TWO TEXTS BEING EQUALLY AUTHENTIC.

Signed
H.E. Mathieu KEREKOU
President of the Republic of BENIN

Signed
H.E. Blaise COMPAORE
President of FASO
Chairman of the Council of Ministers

Signed
H.E. Jose Maria Pereira NEVES
Prime Minister and Head of Government of the Republic of CAPE VERDE

Signed
H.E. Abou Drahamane SANGARE
Minister of State
Minister of Foreign Affairs
For and on behalf of the President of the Republic of COTE D’IVOIRE

Signed
H.E. Yahya A.J.J. JAMMEH
President of the Republic of The GAMBIA

Signed
H.E. John Agyekum KUFUOR
President of the Republic of GHANA

Signed
H.E. Lamine SIDIME
Prime Minister of the Republic of GUINEA

Signed
H.E. Koumba Yala Kobde NHANGA
President of the Republic of GUINEA-BISSAU
Signed
H.E. Monie R. CAPTAN
Minister of Foreign Affairs
For and on behalf of the President of the Republic of LIBERIA

Signed
H.E. Alpha Oumar Konare
President of the Republic of MALI

Signed
H.E. MINDAOUĐOU Aïchatou (Mrs)
Minister of Foreign Affairs
For and on behalf of the President of the Republic of NIGER

Signed
H.E. Olusegun OBASANJO
President, Commander-in-Chief of the Armed Forces of the Federal Republic of NIGERIA

Signed
H.E. Abdoulaye WADE
President of the Republic of SENEGAL

Signed
H.E. Alhaji Dr. Ahmad Tejan KABBAH
President of the Republic of SIERRA LEONE

Signed
H.E. Gnassingbe EYADÉMA
President of the Togolese Republic