



Millennium Development Authority

Economic Growth and Poverty Reduction



SUMMARY OF THE 11TH MEETING OF THE BOARD OF DIRECTORS OF THE MILLENNIUM DEVELOPMENT AUTHORITY

JUNE 1, 2016

3:00 P.M., MiDA BOARD ROOM, ACCRA

The following is the summary of the 11th meeting of the Board of Directors of the Millennium Development Authority (“MiDA”) held at the MiDA Board Room, Accra on the above-mentioned date and time and for which Notice was duly given in writing on May 25, 2016.

The meeting was convened pursuant to (i) the Millennium Challenge Compact between the United States of America, acting through the Millennium Challenge Corporation (“MCC”), and the Government of the Republic of Ghana (the “*Government*”), executed on August 5, 2014 (the “*Compact*”); and (ii) the Program Implementation Agreement, by and between the United States of America, acting through MCC, and the Republic of Ghana, dated August 5, 2014 (the “*PIA*”). Capitalized terms used but not defined herein shall have the meanings given such terms in the Compact.

1. BOARD MEMBERS PRESENT AT THE MEETING:

VOTING MEMBERS

- Prof. Samuel Sefa-Dedeh, Chairman of the Board, Government of Ghana Principal Representative
- Hon. Seth Terkper, Minister of Finance
- Hon. Ekwow Spio Garbrah, Minister of Trade and Industry
- Hon. E. Armah Kofi Buah, Minister of Petroleum
- Mr. Mawutor Ablo, Representative for Minister for Gender, Children and Social protection
- Hon. Akwasi Oppong Fosu, Minister of State, Office of the President
- Dr. Alfred K. Ahenkorah, Representative for Minister of Power
- Mr. George Ahadzie, Representative, Ghana Association of Private Voluntary Organizations in Development (GAPVOD)
- Ing. Owura K. Sarfo, Chief Executive Officer, MiDA

OBSERVERS

- Mr. Clement Abavana, Rep. for ECG Board Chairman
- Mrs. Deidra Fair James, MCC Resident Country Director
- Mrs. Elisabeth Feleke, MCC Deputy Resident Country Director (DRCD)

IN ATTENDANCE

- Mr. Lawrence Apaalse, Representative for Minister of Petroleum
- Dr. Kofi Asamoah- Baah, Representative for Minister of Finance
- Ms. Yvonne Fiadjoe, Board Secretary, MiDA
- Mr. Julius Kpekpena, Chief Operating Officer, MiDA

2. DISCUSSION AND ACTION ITEMS

i. Approval of the Minutes of the 10th Board Meeting held on March 2nd, 2016

The Board approved the minutes and resolutions of the 10th Board meeting held on March 2, 2016 subject to some amendments.

ii. Approval of Minutes of the 6th Special Board Meeting held on March 30th, 2016

The Board approved the minutes of the 6th Special Board meeting held on March 30, 2016 subject to some amendments.

3. MATTERS ARISING FROM PREVIOUS MINUTES

i. Update on Law Suit

The Board Secretary reported on the status of the Akosah law suit. The Board took note of the status of the law suit as reported.

ii. Update on Constitution of ECG PSP Stakeholder Committee

The Board took note of the June 23, 2016 date proposed for the inauguration of the ECG PSP Stakeholder Committee and requested that this matter be discussed at the Joint Board meeting between the ECG and MiDA Boards scheduled for June 8, 2016.

iii. Update on ECG Transitional Plan

The Board indicated that the ECG Transitional Plan should be discussed at the Joint meeting of the ECG and MiDA Boards scheduled for June 8, 2016.

iv. Update on Outstanding Financial Matters from Compact 1

The Board requested that MiDA follows up with the Ministry of Finance on this matter. The discussion on the Outstanding Financial Matters from Compact 1 in respect of the internal audit report on the amounts owed to different entities on Compact 1 Projects was deferred to the next Board meeting.

v. Emerging Power Sector Issues And Impact On ECG PSP

The MiDA CEO explained that there were 2 main issues raised at the last Board meeting concerning the energy levy and the cash waterfall. While clarity had been provided regarding the issues pertaining to the energy levy, there was still insufficient information on the cash waterfall. The Board discussed how this will affect the distribution sector. It was resolved that the Ministry of Finance will provide documentation to MiDA on the Emerging Power Sector Issues, so as to facilitate a determination of their impact on the ECG PSP transaction.

vi. Process for Appointment of Board Members

The Board agreed that Management and the Board Chairman should follow up on the matter.

4. UPDATE ON CONFLICT OF INTEREST

The Board stated that a team from the Attorney General's Department, Ministry of Finance, Ministry of Power and MiDA should review the matter and provide both legal and technical advice for the resolution of this matter taking into consideration all the information to date from MCC, MiDA and IFC. The Board noted that the matter was urgent and required immediate action.

5. APPROVAL OF DISBURSEMENT REQUEST NO. 7

The MiDA CFO presented the disbursement request from Management. He explained that up until the end of the quarter, MiDA had disbursed and committed almost half of the CIF funds. Almost all the funds approved from the last quarter had been committed. The Board thereafter approved the Compact Implementation Funding ("CIF") Disbursement Request Number 7 as presented to the Board indicating Commitments and Spending Authority for the period 1st July, 2016 to 30 September, 2016.

6. FUNDING OF PROGRAM ADMINISTRATION BUDGET

The Board was advised that a Program Administration Budget was not provided for in the approved Disbursement Request No. 7. After discussions on the subject matter, the Board approved the allocation of funds from an alternative source towards Program /Oversight Administration for the July 2016 to September 2016 quarter.

7. APPROVAL OF PROGRAM IMPLEMENTATION PLAN

The Board deferred the discussion on the Program Implementation Plan is deferred to the next Board meeting.

8. APPROVAL OF 2016 MiDA AUDIT PLAN

The 2016 Audit Plan was approved by the Board as presented.

9. APPROVAL OF UPDATED FISCAL ACCOUNTABILITY PLAN

The CFO explained that the Fiscal Accountability Plan was approved by the Board previously. He noted that the document which was before the Board was not significantly different from the previous document. In this regard, he stated that it was important to note that this document incorporates the use of the System analyses and Programme networking (SAP). The Board resolved that a technical committee be established which includes representatives from the Ministry of Trade and Industry, Controller and Accountant General's Department, the MiDA Chief Financial Officer and the MCC Deputy Resident Country Director to review the Updated Fiscal Accountability Plan and submit its comments to the Board for consideration.

10. UPDATE ON ENTRY INTO FORCE

The Board was advised that there were two Conditions Precedent which MiDA was having challenges fulfilling namely the one dealing with the Gas Sector Master Plan and the Condition Precedent concerning the release of the tender documents for the ECG PSP. Following discussions on the matter the Board acknowledged the progress made in relation to the fulfillment of the Conditions Precedent to Entry Into Force. The Minister of Finance agreed to assist with the transmission of the decisions from Cabinet relating to the Gas Master Plan.

11. UPDATE ON IEAS

The Board discussed the status of the Implementing Entity Agreements with the ECG, the Ministry of Power, the Ministry of Petroleum, the Energy Commission, the Environmental Protection Agency, and the Lands Commission. The Board directed the CEO to work with the Implementing Entities towards the expeditious execution of the IEAs.

12. UPDATE ON NEDCO FINANCIAL AND OPERATIONAL TURNAROUND PROJECT

The Board took note of the Update on the NEDCO Financial and Operational Turnaround Project.

13. FOLLOW UP ACTIONS WITH ECG BOARD

The Board indicated that the follow up actions would be discussed with the ECG Board at the joint meeting with the ECG Board scheduled for June 8th 2016.

The meeting was adjourned at approximately 6:30 pm.