

We, Abdullah II Bin Al- Hussein King of the Hashemite Kingdom of Jordan, by the virtue of Article (31) of the Constitution and according to the resolution of the Upper House and the House of Representatives, we approve the following law and command its enactment:

**Law No. (16) of 2016**

**Jordan Investment Fund Law**

**Article (1):** This law shall be cited as (Jordan Investment Fund Law of 2016) and shall enter into force on the date of publication in the official Gazette.

**Article (2):** The following terms and expressions, wherever stated in this law, shall have the meanings assigned thereto hereunder, unless the context otherwise implies:

- Fund** : The Jordan Investment Fund established under the provisions of this Law.
- The Board** : The Fund's Board of Directors.
- Chairperson** : Chairperson of the Board.
- The Company** : A shareholding company incorporated by sovereign Arab Funds and local, Arab, and foreign investment institutions.
- The Projects** : The projects included under the Fund's umbrella.

- Article (3):**
- A. The Jordan Investment Fund shall be established in the Kingdom and be deemed as a legal person with independent financial and administrative systems. In such capacity, the Fund shall own movable and immovable property and undertake all the legal actions necessary to achieve its goals, including investment and entering into contracts. The Fund also has the right of litigation, and it shall be represented in judicial proceedings by the Civil Attorney General or any other attorney the Fund authorizes for the purpose thereof.
  - B. The headquarters of the Fund shall be located in Amman, whereas the Fund shall be entitled, by virtue of the resolution of the Board thereof, to establish offices inside and outside the Kingdom.
  - C. The Fund shall be entitled to the ownership, management and operation of all development and investment rights stipulated herein.

**Article (4):** Notwithstanding the stipulations of any other Laws or Legislations:

- A. The Fund shall be exclusively entitled to the rights of ownership, investment, development, management, and operation pertaining to the below-listed projects:
  - 1. The Jordan National Railway Project.
  - 2. The Jordan and Saudi Arabia Electricity Grid Interconnection Project.
  - 3. The Pipeline Project to transport crude oil and derivatives thereof to the Petroleum Refinery, consumption and storage sites.
  - 4. The Infrastructure Development Project in the city of the Custodian of the Two Holy Mosques.
  - 5. Al Matal Project in Aqaba.
  - 6. Any additional major infrastructure or development projects approved by the Council of Ministers upon the recommendation of the Board and in agreement with the Company.
- B. In accordance with the Provisions of Paragraph (A) of the present Article and by virtue of a resolution issued by the Council of ministers, the fund shall be entitled to participate in any economic activity within the energy and minerals, transportation, water, and infrastructure sectors

**Article (5):** A. The Fund shall be managed by a Board of Directors chaired by the Prime Minister, with the membership of the following:

- 1. The Minister of Planning and International Cooperation as vice Chairperson.
  - 2. The Minister of Finance.
  - 3. The Minister of Energy and Mineral Resources.
  - 4. The Minister of Industry, Trade, and Supply.
  - 5. The Chairperson of the Investment Commission.
  - 6. Three members nominated by the Council of Ministers.
- B. The Board of Directors shall convene its meetings, whenever needed, by virtue of the Chairperson's invitation or that of the Vice Chairperson in the event of the former's absence. The Board's meetings shall be deemed in order provided the presence of the majority of the members thereof; the Board shall issue its resolutions in accordance with the majority of the member's votes, and in the event of a draw, the resolution to which the Chairperson had voted shall prevail.

**Article (6):** The Board shall undertake the following functions and powers:

- A. Draft the Fund's General Policy and approve the plans and programs required for the implementation thereof.

- B. Approve the General Plan for the investment of the Fund's assets, in accordance with the provisions of this Law.
- C. Approve investment and development contracts and agreements, in addition to determining the term of investment for each project.
- D. Approve regulatory, financial, and administrative instructions, in addition to approving the governance instructions required for the Fund's work.
- E. Approve the Fund's annual budget and balance sheet.
- F. Approve the Fund's Annual Report and Final Financial Statements.
- G. Assign an approved legal accountant for the purpose of auditing the Fund's accounts.
- H. Any other matters pertaining to the Fund's objectives and function set forth by the Chairperson or the General Director thereof.

**Article (7):** A. The Fund shall have an Executive Body and a General Director. The General Director shall be appointed and entitled to financial rights and privileges by virtue of the Board's resolution and the Chairperson's recommendation, whereas the services thereof shall be terminated in the same manner.

- B. The Fund's General Director shall undertake the following functions and powers:
- 1. Supervise the Executive Body.
  - 2. Implement the Fund's General Plan, in addition to the plans and programs approved by the board.
  - 3. Monitor the implementation of projects that the Fund undertakes the management of investments and development rights therein.
  - 4. Implement the instructions and resolutions issued by the Board.
  - 5. Draft the Fund's annual budget, balance sheet, and annual report pertaining to the Fund's works and Final Financial Statements, and report the aforementioned to the Board.
  - 6. Draft investment and development agreements to be submitted to the Board for approval.
  - 7. Sign agreements and contracts by virtue of the Boards authorization.
  - 8. Any other tasks assigned thereto by the Chairperson or the Board.

**Article (8):** A. Sovereign Arab and foreign funds and investment institutions shall be invited to incorporate one or more public shareholding companies for the purpose of investing in the development and investment rights of the projects included in the provisions of this Law.

B. Notwithstanding the stipulations of the Jordanian Companies and Securities Laws and any other legislations, the Company shall be incorporated under special provisions to regulate the works thereto by virtue of a regulation issued by the Council of Ministers for this purpose. Furthermore, the Company may launch its shares for public offering.

- C. 1. The formation of the Company's Board of Directors shall be proportionate with the shareholder's equity therein.
2. Only shareholders who own (1%) of the Company's shares in personam or by proxy shall be entitled to attend Company meetings.

- Article (9):**
- A. The relationship between the Company and the Fund shall be regulated by virtue of investment and development contracts and agreements drawn between the parties.
  - B. Investment agreements between the Company and the Fund shall not include an undertaking on behalf of the government to guarantee the invested amounts or any profit rates determined thereto.
  - C. The company may invest in other projects that fall outside the Fund's domain; In such cases, the Company shall not be entitled to the privileges stipulated in this Law.
  - D. Subsequent to the enforcement of the provisions of this Law, the Board shall draft instructions indicating the distribution of the Fund's expenditure, investment profits, and any other procedural matters pertaining to the Fund's activity.

- Article 10**
- A. Pursuant to the provisions of this Law, the Fund may authorize the Company or its Subsidiary companies to own, manage, and operate any other investment and development rights included herein for the term it deems appropriate under the provisions of this Law. The Fund shall be entitled to delegate the rights of participation in any economic activity thereof stipulated in Paragraph (B) of Article (4) herein.
  - B. Notwithstanding the stipulation of any other law or legislation, the Government may delegate any of the following to the Fund by virtue of a resolution issued by the Council of Ministers:
    1. The right to the management and disposition of Treasury Properties for the purpose of establishing the projects set forth in the development and investment rights included in the provisions of this Law.
    2. The right to the management and disposition of state-owned lands for the purpose of establishing transportation and infrastructure projects.
  - C. Upon the expiry of investment and development contracts pertaining to any projects, the assets thereof shall be entitled gratis to the Fund.

- Article (11):** In all matters relating to projects:
- A. The Fund and the Company shall be exempted from customs and stamp duties and any fees, taxes, or any other government allowances, including general sales tax, special taxes, and income taxes, including the income tax posed on the profits distributed to the shareholders by the Fund or the Company.

- B. Notwithstanding the stipulations of the General Sales Tax Law no. (6) of 1994 and the amendments thereto, all Fund and Company purchases from the local market shall not be subject to sales taxes.
- C. Neither the Fund, nor the Company shall be subject to any future government resolutions pertaining to the increment of taxes or fees of any kind.

**Article (12):** Notwithstanding the stipulations of any other Laws or Legislations, the Council of Ministers shall form a Higher Technical Committee, the key task of which shall entail granting all types of licenses, permissions, approvals, and work permits required for the establishment and operation of projects; The Committee's resolution, subsequent to the Prime Minister's approval thereto, shall be binding to all relevant entities.

**Article (13):** In the event that the establishment of any project requires the Fund or the Company's possession of any property, and in the event of the relevant property owner's refusal to sell the property or any part thereof for a fair price, the Fund or Company shall be entitled to request the Board's expropriation of the property. In the event that the Board deems the property necessary for the project's establishment, the Board shall resolve to the recommendation of approving the acquisition of all or part of the said property for the Fund's or Company's benefit to the Council of Ministers on the basis that the project's establishment achieves public benefit in the sense intended in the Expropriation Law.

**Article (14):** The development and investment rights of any projects set forth in this Law shall be excluded from the provisions of the Public-Private Partnership Law in force.

**Article (26):** By virtue of the Board's recommendation or the Company's request, the Council of Ministers shall issue the necessary regulations required for the implementation of the provisions of this Law.

**Article (27):** The Prime Minister and Ministers shall be responsible for the implementation of the provisions of this Law.

24/5/2016

**His Majesty Abdullah II bin Al Hussein**

Prime Minister and  
Minister of Defense  
Dr. Abdullah Al-Nsour

Minister of Education acting as Deputy Prime Minister  
Dr. Mohammad Mahmoud Thunaibat

Minister of Foreign Affairs and  
Expatriates acting as Deputy Prime  
Minister  
"Mohammad Nasser" Sami Joudeh

The Official Gazette

Minister of Water and  
Irrigation  
Dr. Hazem Al-Nasser.

Minister of Agriculture  
Dr. A'akef Al-Zou'bi

Minister of Planning and  
International Cooperation  
Emad Najeeb Al-Fakhouri

Minister of Environment  
Dr. Taher Al-Shakhsheer

Minister of Public  
Sector Development,  
Dr. Khelif Al-  
Khawalden

Minister of Tourism &  
Antiquities  
Nayef Hmaid AL-Fayez

Minister of Labor Dr. Nidal  
Murdy Al-Qattamin

Minister of State for Prime Minister  
Affairs  
Dr. Ahmad Ziadat

Minister of Municipal  
Affairs  
Eng. Waleed Al-Masri

Minister of Energy and Mineral  
Resources Dr. Ibrahim Hassan  
Saif

Minister of State for Media  
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Dr. Mohammad Hussein Al-  
Momani

Minister of Social Development  
Reem Mamdouh Abu Hassan

Minister of Public  
Works and Housing  
Eng. Sami Halaseh

Minister of Justice  
Dr. Bassam Sameer Al-Talhouni

Minister of  
Health  
Dr. Ali Al-Nahleh Hyasat.

Minister of State  
Dr. Salameh Nu'aimat

Minister of Awqaf and Islamic Affairs  
Dr. Hayel Abdulhafaeth Dawood

Minister of Culture  
Dr. Lana Mohammad Mamkgh

Minister of Industry,  
Trade and Supply  
Maha Abdulrahem Ali

Minister of Higher Education  
and Scientific Research  
Dr. Labeeb Khadra

Minister of Communications  
and Information Technology  
Majd Shwaikeh

Minister of Finance  
Omar Zuhair Malhas

Minister of Transport  
Ayman Abdulkareem  
Hatahet

Minister of Interior  
Mazen Turkey Al-Qadi

Minister of Political and  
Parliamentary Affairs  
Yousef Abdullah Al-Shawarbeh