

# UZBEKISTAN EXPERIENCE PPPs AND LEGAL FRAMEWORK

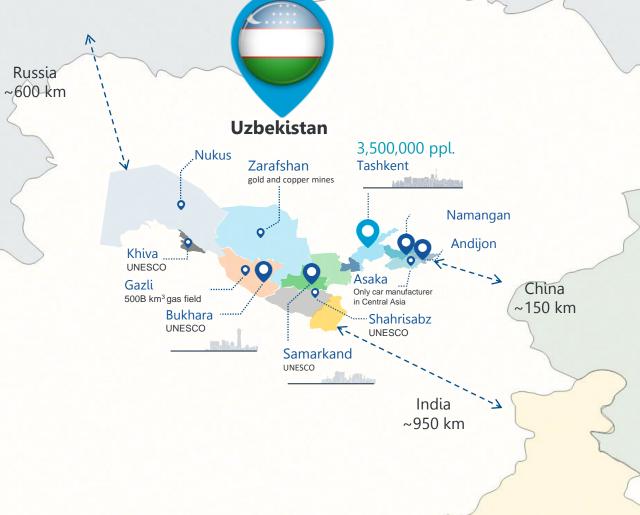




#### **UZBEKISTAN AT A GLANCE**



Presidential, multi-party democratic republic





#### **PPPDA**

- PPP law & Regulation
- 1 GWt Wind MTDA EBRD
- 1 GWt Solar MTDA ADB



- PPP pipeline 2023-2026
- UPDF development with EBRD
  - PPP Bulletin Awards
  - 1 GWt Solar MTDA IFC
  - 500 MWt Wind MTDA –IFC
  - 1 GWt Wind MTDA EBRD

#### PPP roundtable

- 200MW Wind (EBRD)
- 4 international airports
  - Pumping stations
- Multidisciplinary hospitals
  - · Dormitories & schools

2018-19

2020-21

2022

2023

2024

2024-30

#### PPP projects

- Dialysis Project (IFC)
- Tashkent District Heating (ADB)
  - 100MW Wind (EBRD)
- 100 MW Solar -Scaling Solar 1 (IFC)
- 440 MW Solar -Scaling Solar 2 (IFC)
  - 457 MW Solar -ADB Solar 1 (ADB)
    - 1500 MW CCGT (IFC)

#### PPP projects



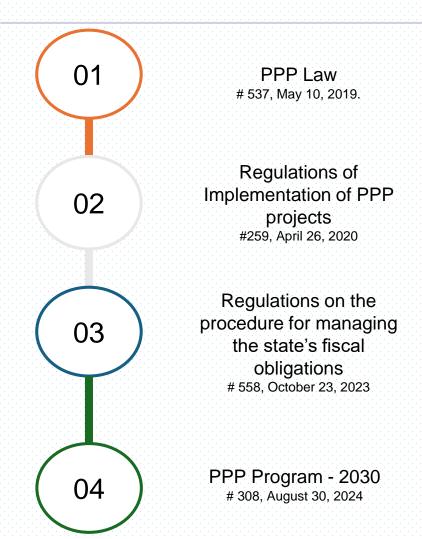
300 MW Solar -ADB Solar 2 (ADB) 350 MW Solar -Scaling Solar 3 (IFC) 63 MW BESS -Scaling Solar 3 (IFC)

### \$30B PPP pipeline

#### 63+ PPP projects:

- \$9.9B transport
- \$4.7B education
  - \$ 8.5B energy
  - \$ 5.1B utility
- \$1.4B healthcare
- \$0.6B ecology, water & others

#### PPP LEGAL-REGULATORY FRAMEWORK



The law defines the main notions and principles of public-private partnership ("PPP"), establishes procedures for the development and implementation of PPP projects, provides for financial support mechanisms, as well as contains rights, obligations, powers of and requirements for the principal participants of PPP projects.

Cabinet of Ministries approved the Regulations of Implementation of PPP projects. It includes procedures for initiating and developing PPP projects, selecting private partners, and establishing initial assessment protocols. Additionally, it covers the preparation of PPP project concepts, maintaining implementation reports, and keeping a comprehensive register of PPP projects.

Cabinet of Ministries approved the Regulations on the procedure for managing the state's fiscal obligations that may arise from PPP projects. It includes the management and regulation of direct and contingent state obligations in PPP projects, the procedure for state partners to submit information on these obligations to the authorized body, and the creation of a unified inter-agency electronic database. This database will facilitate the analysis of state obligations and the monitoring of potential future risks associated with PPP projects.

Presidential Decree on Measures to develop PPP in the Republic of Uzbekistan in 2024-2030. It includes the Pipeline of PPP projects which will be implemented in 2024-2030.

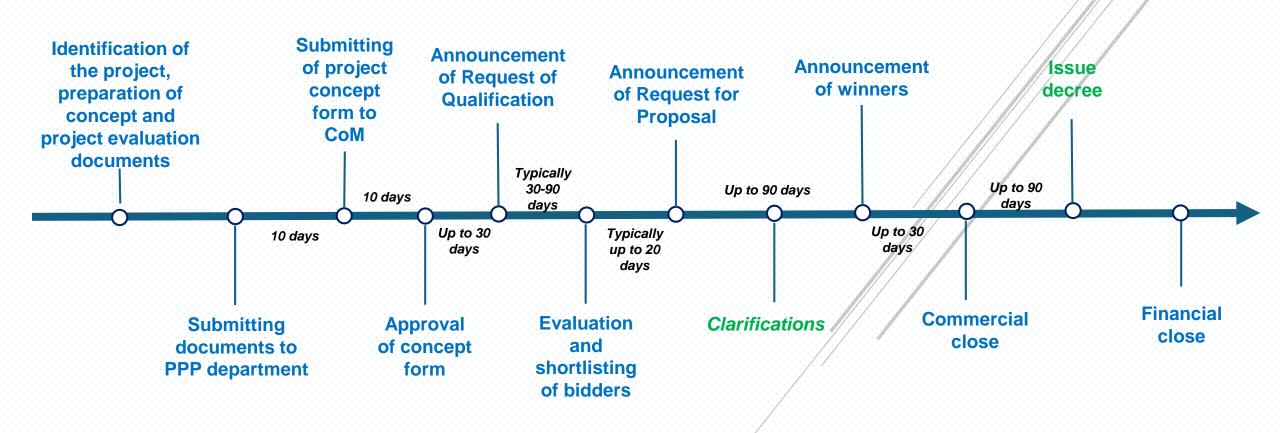
#### **DEVELOPMENT OF A PPP PROJECT**

Concept is to be approved by a relevant sectoral government authority — if the project total value is up to US\$1 million; PPP project initiation Concept is to be approved by a relevant government authority by agreement with the MoEF — if the project total value is from US\$1 million to US\$10 million inclusive; Concept is to be approved by the Cabinet of Ministers — if the project total value exceeds US\$10 million. The tender is a single-stage process (PPP project value < US\$1 million) Selection of private The tender is two-stage process (PPP project value > US\$1 million) partner The law envisages the reimbursement of initiation/promotion costs related to the PPP project development up to an amount not exceeding 1 percent of the project's total value **Utilized PPP Contracts:** Build – Operate – Transfer (BOT) Execution of a PPP Build - Own - Operate - Transfer (BOOT) Design - Build - Finance - Operate (DBFO) agreement Design – Build – Finance- Maintain (DBFM) Design – Build – Finance – Maintain – Operate (DBMFO)

O & M (Operation & Maintenance)

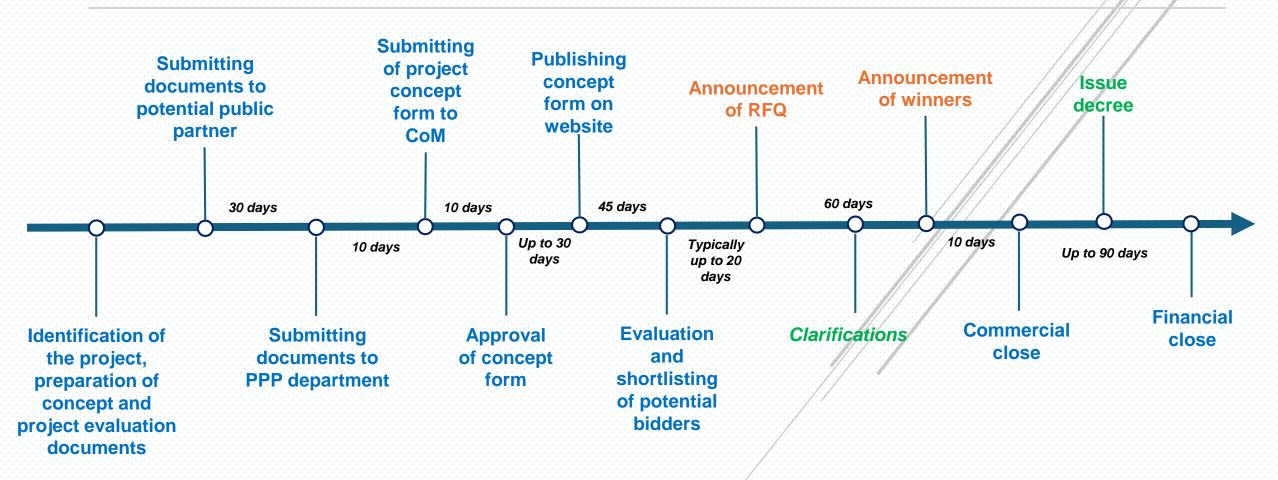


#### **TYPICAL TENDER PROCESS**



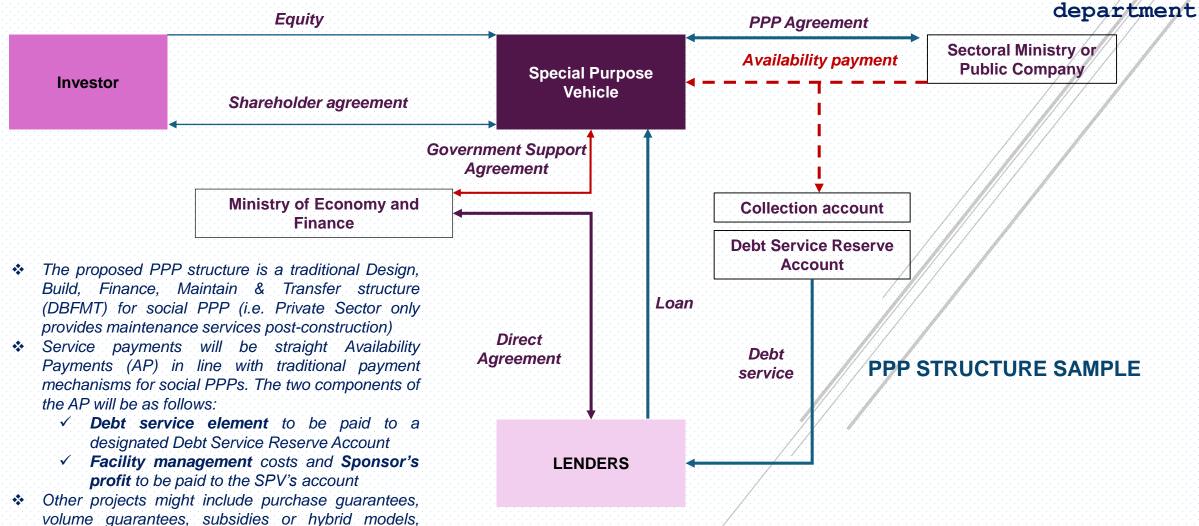


#### PROCESS OF PRIVATELY INITIATED PROJECT (SWISS CHALLENGE METHOD)



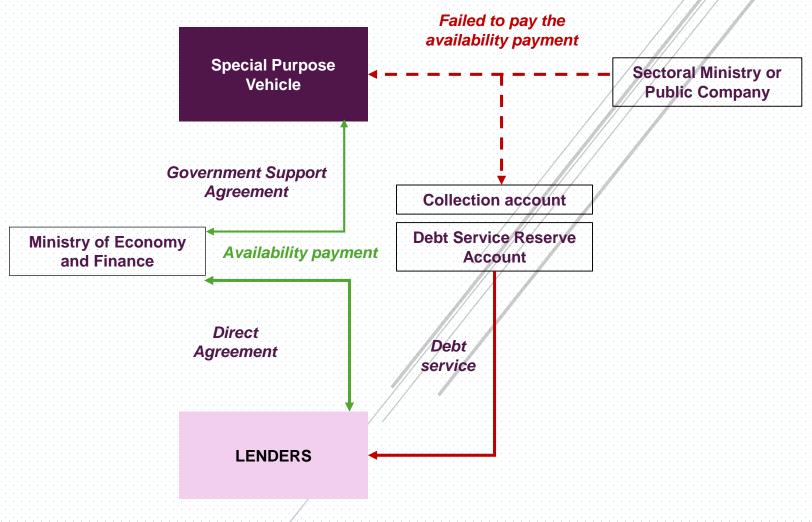
depending on the project feasibility

### Public-Private Partnership department



#### **GOVERNMENT SUPPORT AGREEMENT (GSA) PROVIDES:**

- GSA will ensure that MoEF will guarantee payments and will pay in case of delays or termination in full
- Direct agreement, meaning that banks can exercise step in rights, including maintaining the payments into DSRA and ringfencing the lenders' funds
- The payments will be included in budget parameters
- Liquidity support mechanisms, where government provides letter of credit from reputable bank for 3 to 6 months revenue can be provided
- Other insurance instruments such as MIGA (WB) and ICIEC can also be incorporated into the structure





### Implemented PPP projects during

**2019-2024**, as of July 1, 2024 (mln USD)

### Total: USD 21,3 billion

2019 ( ) 0,2 bln ( ) 1,8 bln ( ) 5,2 bln ( ) 9 bln

2024

Sectors	Projects	Project values
Energy*	50	19 021,6
Utilities	2	1 595,8
Education	121	214,5
Environment	67	123,9
Heating system	196	110,4
Transportation	2	94,2
Healthcare	52	54,7
Water resources	458	36,6
Other sectors	79	73,8



<sup>\* 45</sup> projects in the energy sector were implemented based on the Investment Law



#### **UZBEKISTAN STRATEGY 2030 – KEY OBJECTIVES AND PRIORITIES**



Sustainable economic development growth to Upper-Middle Income



International standard education, medicine and social protection for the people



Establish favourable ecological environment for the people



Building a fair modern state to provide services for the people



Provision of guaranteed sovereignty and security of the country







#### PPP RELATED OBJECTIVES

Double size of economy



- Ensure adequate energy, water and infrastructure resources
- Ensure favorable business and investment climate

Implement environmental safeguards



- Improve mechanism for assessing and monitoring environment impact
- Increase transparency about quality of industrial wastewater

Ensure fiscal stability



- Public debt levels not to exceed 50% of GDP
- FCCL exposure to be considered in assessing PPP projects

Improve public service delivery



- Increase private sector delivery of public services
- Expand digitalization of public service provision

Increase infrastructure investment



- Implement 500 strategic infrastructure projects with \$150bn investment value
- Develop \$30bn of PPP Projects

Capacity
building and
harmonize laws



- Implement continuous professional development for public servants
- Reduce regulatory burden by optimizing legislative acts



#### PPP PROJECTS TO BE IMPLEMENTED IN 2024-2030



Sector	2024y	2025y	2026y 2	027-2030yy
✓ Energy (distribution, HPP)		1 310		7 237
√ Utilities		50		5 097
✓ Education		348	1 055	3 300
√ Ecology			100	
✓ Transport	1 746	1 887	400	3 715
✓ Health		836	250	295
✓ Water resource	<b>2</b> \$	125	350	



Proposals for Investors



#### **INVITATION TO PARTICIPATE IN TENDERS EXPECTED IN 2024**



NUMB



55 193

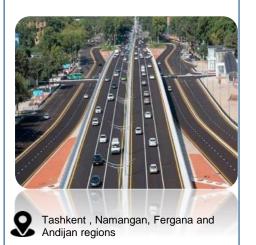
Tashkent-Andijan toll road with the support of the World Bank (303 km)

Committee for Roads

**Project value** 

\$4 280<sub>mln</sub>

**Participation in tenders** – Tender is expected to start in November-December 2024.



Organization of multidisciplinary hospital in Fergana (IFC – transaction advisor)

Ministry of Health

**Project value** 

**\$306** mln

**Participation in tenders -** Tender is expected to start in September 2024



Modernization of Samarkand electricity distribution network (IFC – transaction advisor)

JSC "Regional Electric Power Networks"

**Project value** 

\$250 mln

**Participation in tenders -** Tender is expected to start in September 2024.



Consturction of 17 dormitories in Tashkent city (EBRD – transaction advisor)

Ministry of Higher education

**Project value** 

\$176 mln

**Participation in tenders -** Tender is expected to start in October 2024



Modernization and management of Urganch International Airport

"Uzbekistan Airports" JSC

Project

181<sub>mln</sub>

**Participation in tenders -** Tender is ongoing until September 14, 2024.





#### PROPOSED PROJECTS IN UTILITIES SECTOR **FOR INVESTORS - PAGE-1**

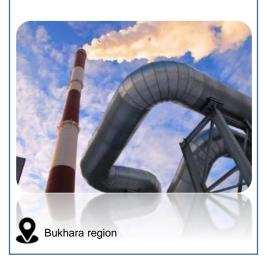
Modernization of Bukhara city heat supply system (ADB - transaction adviser)

Ministry of Construction and communal services

**Project value** 

\$122 mln

Participation in tenders - Tender is expected to start in June, 2025.



#### Reconstruction of heating supply system in Samarkand city

Ministry of Construction and communal services

**Project value** 

\$110 mln

The project can be initiated by private companies (Swiss challenge).



#### **Reconstruction of Zarafshon city heat** supply system

Ministry of Construction and communal services

**Project value** 

\$120 mln

The project can be initiated by private companies (Swiss challenge).





#### **Modernization of Nukus and Urgench** heating supply system

Ministry of Construction and communal services

**Project value** 

\$249

mln

The project can be initiated by private companies (Swiss challenge).





#### PROPOSED PROJECTS IN UTILITIES SECTOR **FOR INVESTORS - PAGE-2**

Improvement of drinking water supply and waste water services systems of Shirin, Samarkand city

JSC "Uzsuvta'minot"

**Project value** 

\$250 mln

The project can be initiated by private companies (Swiss challenge).



Modernization and management of drinking and waste water systems in Dangara, Buvayda, Kosonsoy, Zomin, **Bakhmal and Kagon districts** 

JSC "Uzsuvta'minot"

**Project value** 

\$100 mln

The project can be initiated by private companies (Swiss challenge).



Modernization, construction and private sector management of the drinking water supply system in all regions together with the initiative companies

JSC "Uzsuvta'minot"

**Project value** 

\$2 000 min

The project can be initiated by private companies (Swiss challenge).





### PROPOSED PROJECTS IN ENERGY SECTOR FOR INVESTORS

**5** 

NUMBE



64 170

LN..

Modernization, construction and private sector management of gas networks of Bukhara region

Ministry of Energy

**Project** 

**500** mln \$

Projects to be iniatiated by private companies (Swiss challenge).

Bukhara region



Modernization of electricity distribution networks in regions

Ministry of Energy

Project value

**\$2 000** mln

Projects to be iniatiated by private companies (Swiss challenge).



Modernization of gas distribution networks in regions

Ministry of Energy

**Project value** 

**\$2 000** mln

Projects to be iniatiated by private companies (Swiss challenge).



Modernization, construction and private sector management of electric networks of Andijan region

Ministry of Energy

Project to be iniatiated by private companies (Swiss challenge).



Andijan region

Modernization of Samarkand gas networks with transaction support of international financial institutions

Ministry of Energy

It is proposed to participate in tender. Tender is expected to start in September, 2025







## Development of Infrastructure Finance & Development Company (IFDC) in Uzbekistan







#### **OBJECTIVES & STRUCTURE DEVELOPED WITH ADB'S SUPPORT**

#### **Objectives**

Attract international & local finance



Attract global talent and develop local expertise



New local financing source



Leverage private finance & Develop local syndication market



Develop long term debt products



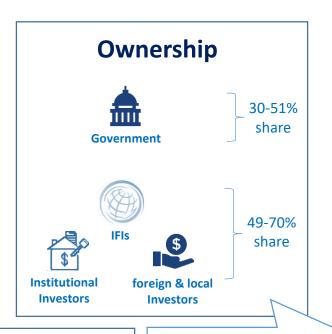
Commercially Sustainable



"IFDC could generate 18x multiplier effect on private sector financing"







#### **Structure**

Non-Bank Financial Institution

#### **Description**

- Key focus: USD30bn PPP programme
- No banking licence & don't take public deposits
- Funding sources: equity / loans
- Facilitate investment (equity/lending).

#### **Advantage**

- Central Bank regulation & supervision
- Strong regulation crucial to attracting IFIs and other investors to invest/lend.
- Provision of debt & equity products

- Government needs to be a majority shareholder initially to provide debt guarantee to IFDC.
- Independent board governance will be preserved at all times.
- Government equity stake will be reduced later once the IFDC can tap the capital markets independently



#### IFDC - RATIONALE FOR INVESTORS' PARTICIPATION

**Developmental Impact** 

- Fills a financing gap in the market, especially lending to government approved PPP projects
- IFDC will act as a capacity builder in the local financial market to harness local funding for Uzbekistan's infrastructure development

**Financial Returns** 

- By 2030, IFDC is expected to generate a ROE of 13-15% to support an adequate exit return
- The pipeline of projects that can be financed has been assessed in detail, and their quality should allow break even within 2-3 years from start of the IFDC operations

**Exit Options** 

- As the IFDC develops an increasingly diversified loan portfolio of good infrastructure projects, it should become more attractive to strategic and long only portfolio investors
- At the entry of such new investors, original investors can seek gradual sell-down of their equity stake, also reflecting the fact that developmental impact of the investment was achieved

**Relatively Low Risks** 

- Initial focus on lending to Uzbekistan's PPP projects with strong support from the government
- Management and Process risks will be managed as per international standards, where ADB supports the Government in establishment of all rules and policies, including key regulatory aspects, also in hiring of the experienced international management team

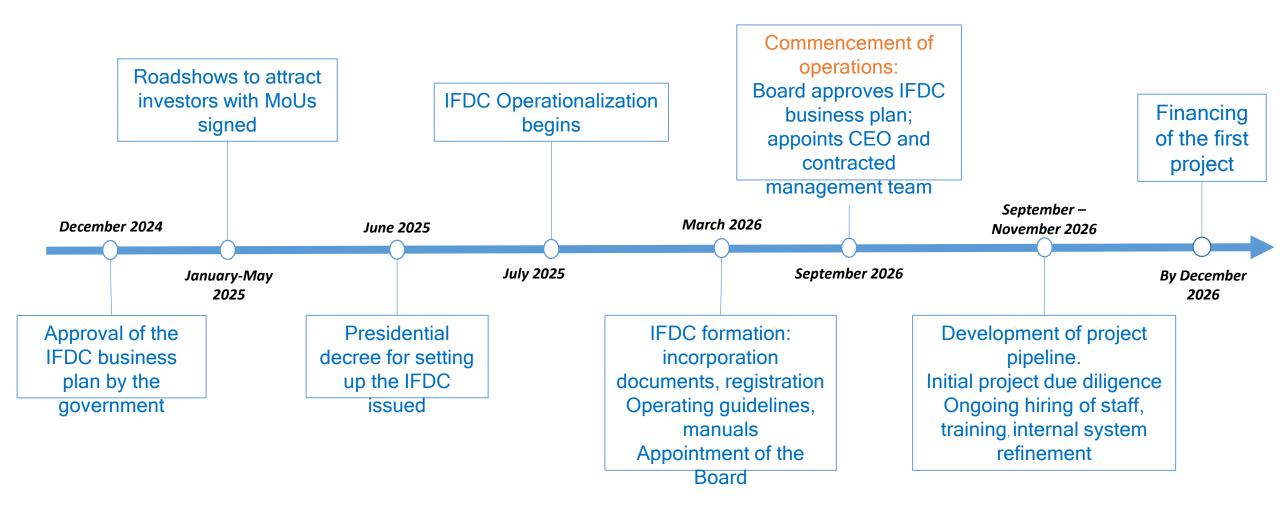


#### SUCCESSFUL GLOBAL EXPERIENCE OF INFRASTRUCTURE FINANCING INTERMEDIARIES

IFIV	Objective	Financial Products	Capital Structure	Institutional Structure	Governance Structure
BIFFL (Bangladesh)	Meet gap in long term finance by leveraging public & private funds	Senior/subordinated debt; foreign & local currency; equity, bridge finance & guarantee	Paid up equity Sovereign guaranteed IFI debt (recent)	Non-banking financial institution, 100% Government	Board managed and Directors are all senior government representatives
IDCOL (Bangladesh)	Meet gap in long term finance; support bankability, capacity building and transaction advisory	Senior/subordinated debt; foreign & local currency; guarantee, renewal energy product	Paid up equity; Sovereign guaranteed IFI debt	Non-banking Financial company; 100% Government	Board managed and Directors are appointed by government; mix of government and external board members
PT SMI (Indonesia)	Meet gap in long term finance; support bankability, capacity building	Senior/subordinated debt; foreign & local currency; corporate loans, debt products, guarantees, renewal energy product	Paid up equity Sovereign guaranteed IFI debt bond issue	Non-banking financial institution, 100% Government	Board managed with directors nominated by shareholders; includes independent directors
FDN (Colombia)	Long tenor finance; transaction advisory; project development advisory	Senior and sub-ordinated foreign & local currency debt; guarantees,	Paid up equity Sovereign guaranteed IFI debt	Limited liability company with 65% Government share-holding, IFC (15.7%), CAF (8.9%, SMBC (8.9%)	Board managed with majority non government nominated and independent directors
IFDCC (India)	Meet gap in long term finance, support bankability and transaction advisory	Senior/subordinated debt; foreign & local currency; equity, guarantee	Paid up equity Sovereign guaranteed IFI debt bond issue	Non-banking financial company with 51% Government shareholding; Listed on stock market after 8 years of operation	Board managed company with majority non-government directors
IIFCL (India)	Long tenor financing to fill the gap in infrastructure finance	Senior debt & take-out finance in local currency; guarantees; advisory services. i.e. financial structuring	Upfront paid-up equity capital; sovereign guaranteed debt from IFIs	Non-banking finance company, with 100% Government shareholding	Board managed company, with directors nominated by the government;
PT IIF (Indonesia)	Meet gap in long term finance, transaction advisory	Senior/subordinated debt; foreign & local currency guarantees, convertible debt, standby finance	Paid up equity; sovereign guaranteed IFI debt	Non-banking financial institution, PT SMI Government (30%), ADB (20%), IFC (20%), KFW (15%), SBMC (15%)	Board managed with directors nominated by shareholders; includes independent directors



#### TIMELINE OF THE IFDC OPERATIONALIZATION – ADB SUPPORT WILL REMAIN



"With timely Government approvals, IFDC can be launched within 12-18 months "

# Thank you for your attention!