

19 EDITION

Export Promotion or Development Policy?

A Comparative Analysis of Soft Loan Policies in Austria, Denmark, Germany and the Netherlands

Livia Fritz, Werner Raza, Manuel Schuler, Eva Schweiger



Contents

List of Figures, Boxes and Tables	X
Abbreviations	XV
Acknowledgements	1
PART I: Introduction and Definitions	3
1. Introduction	5
1.1. Context	5
1.2. Research Questions and Aim	7
1.3. Methodology	9
1.3.1. Desk Research and Literature Review	9
1.3.2. Field Research	12
1.4. Structure of the Publication	16
2. Preparing the Grounds: Definition of Key Terminology	19
2.1. The Concept of Official Development Assistance	19
2.1.1. Economic Welfare and Development as the Main Objective	22
2.1.2. Concessional in Character and a Minimum Grant Element of 25 %	22
2.2. Measures to Express Concessionality of a Loan: Grant Element vs. Concessionality Level	24
2.3. Soft Loans, Tied Aid Credits, Associated Financing: Almost the Same but not Quite?	27
PART II: Historical Evolution and Institutional Structure of Tied Aid	33
3. The DAC's Development Agenda	35
3.1. The Aid and Development Effectiveness Debate	36
3.1.1. Evolution and Principles: From Rome to Busan via Paris and Accra	38
3.1.1.1. Excursus: The Idea of Partnership in Development Co-operation	40
3.1.2. Paris Declaration on Aid Effectiveness as a Benchmark	42

	3.1.3. Untying Aid: A Long-lasting Matter of Concern	46
	3.1.4. Policy Coherence for Development (PCD)	52
3.2.	Critical Remarks	57
	A CONTRACTOR OF THE PROPERTY O	63
	n Introduction to the International Regulatory Framework	
	The Participants Group and "their" Arrangement	
	4.1.1. Purpose and General Provisions of the Arrangement	
	4.1.2. The Masters of the Arrangement	
	4.1.3. Legal Status of the Arrangement	68
	WTO Legislation	
4.3.	Development Assistance Committee (DAC)	72
5. H C	listorical Genesis of the Arrangement on Officially Supported Export redits: Evolution and Status Quo of the Tied Aid Disciplines	, 73
5.1.	Contextualization: an Export Credit Race on the Rise	7 5
5.2.	The Early "Consensus": Establishing a Level Playing Field	77
5.3.	Packages Adopted and Alternatives Discussed up to Helsinki	78
	5.3.1. The Wallén Package (1987)	8
	5.3.1.1. An Inquiry into the Logic of Concessionality	84
	5.3.2. Failure of the Wallén and Negotiation of the Helsinki Package	85
5.4.	Agreement on the Helsinki Tied Aid Disciplines	90
	5.4.1. The Helsinki Package (1991/1992)	90
	5.4.1.1. Country Eligibility	91
	5.4.1.2. Project Eligibility	91
	5.4.1.3. Minimum Concessionality Level	93
	5.4.2. Exemptions from the Helsinki Disciplines	93
	5.4.2.1. De Minimis Projects: Small Transactions as Circumvention Strategy?	94
	5.4.3. The Consultations Group and the Development of the Ex Ante Guidance for Tied Aid (1996, 2003, 2005)	98
	5.4.4. Financial Terms and Conditions for Export Credits According to the Arrangement	100
	5.4.4.1. Repayment Terms	101
	5.4.4.2. Interest Rates	101

5.4.4.3. Credit Risk Premiums10	02
5.5. Recap and Concluding Remarks10	02
6. Aid Considerations and the Role of the Development Assistance Committee	05
6.1. Pushing Development Interests -in and through the DAC/FA10	Э6
6.1.1. Concerns over Limited and/or Negative Development Impact of Tied Aid Credits10	07
6.1.1.1. Approaching the Issue: ODA Stretching and Debt Servicing Capacity10	380
6.1.1.2. Distorting Aid Distribution Patterns11	11
6.1.2. "Development Safeguards" in Historical Perspective11	12
6.1.2.1. Strengthened Role of Aid Agencies11	14
6.1.2.2. Development of a Consensus on Objective Development Criteria for Pre-Mixed Financing11	16
6.1.2.3. Aid Quality: Improved and Mandatory Aid Quality Assessment11	17
6.1.2.4. Greater Importance of Development Content in Consultation Procedures12	20
6.1.3. Communicating Aid Considerations: the DAC/FA's Relation to the Participants12	21
6.1.3.1. Monitoring the Participants Group12	21
6.1.3.2. Forms of Interaction between the Two Groups12	24
6.1.4. "(Re-)Claiming its Territory": Adoption of Complementary Guidelines by the DAC12	25
6.1.4.1. Guiding Principles for the Use of Aid in Association with Export Credits and Other Market Funds (1983)12	26
6.1.4.2. DAC Guiding Principles for Associated Financing and Tied and Partially Untied Official Development Assistance (1987)12	27
6.1.4.3. New Measures in the Field of Tied Aid (1992)12	29
6.1.4.4. Global Untying and Good Procurement Practices: Mutual Concern and Ongoing Struggle?13	31
6.2. Tracing Development Policy Aspects in Today's Arrangement13	36
6.2.1. The Key Tests - Capable of Assessing Aid Quality?13	36
6.2.2. Explicit and Implicit References to DAC Principles13	18
6.2.3. Grasping the Participants' Notion of Development14	Ю
6.3. Assessment of the DAC/FA's Influence on the Participants Group14	2
6.4. Recap and Concluding Remarks14	17

EDITION 19

7. S	Statistics on Tied Aid Credits	149
7.1.	Introduction to the DAC Statistical Concept	151
7.2.	Evolution of Quantitative Importance of Tied Aid	152
7.3.	. Donors	157
7.4.	Recipient Countries and Regions	160
7.5.	Sectors	165
7.6.	Summary of the Findings of the Statistical Data	171
7.7.	Reading and Interpreting the DAC Statistics	172
7.8.	Problems of Statistical Recording of Development Assistance	175
	7.8.1. The Tying Status of ODA and "De Facto" Tying	175
	7.8.2. Reporting of Credits According to their Motivation	176
	7.8.3. The Term "Concessional in Character" in the ODA Definition	177
8. C	Critical Assessment of the Institutional Framework for Tied Aid	181
8.1.	Assessment of the Arrangement Terms	181
	8.1.1. Assessment of Eligibility Criteria	182
	8.1.2. Assessment of Minimum Concessionality Levels	183
8.2.	Assessment of Tied Aid Credit Policies against the Principles of the OECD's Development Agenda	184
	8.2.1. The OECD - Living up to Policy Coherence (for Development)?	185
	8.2.2. In Line With the Paris Principles on Aid Effectiveness?	187
	8.2.2.1. Harmonization	188
	8.2.2.2. Ownership	190
	8.2.2.3. Alignment	191
	8.2.2.4. Aid Quality Matters: Assessing the "Demonstrated" Development Quality of Tied Aid Credit Projects	194
	8.2.3. In the Spirit of Partnership? Global Partnership and the Role of Recipient aka Partner Countries	196
	8.2.4. Untying: Is the OECD Coherent in Its Quest for an Untying Regime?	197
	8.2.4.1. Provisions for Least Developed Countries	198
8.3.	Concluding Remarks: Of Conflicting Policy Goals and Magic Bullets	100

PART III: Soft Loan Policies of Four European Donor Countries	201
9. Introduction	203
10. Austria	205
10.1. Country Facts and Figures	205
10.1.1. Economy and Foreign Trade	205
10.1.2. Austria's Donor Profile	205
10.1.2.1. ODA Performance	205
10.1.2.2. Institutional Setting of Austria's Development Cooperation	206
10.2. Profile of the Program	207
10.2.1. Objectives of the Soft Loan Program	208
10.2.2. Legal Basis of the Soft Loan Program	208
10.2.3. Financing of the Soft Loan Program	209
10.2.4. Institutional Environment	209
10.2.5. Complementary Programs	213
10.2.6. Guidelines for the Austrian Soft Loan Program	213
10.2.6.1. Soft Loan Eligibility Criteria	213
10.2.6.1.1. Soft Loan Eligibility of the Recipient Country	213
10.2.6.1.2. Soft Loan Eligibility of Products and Projects	215
10.2.6.1.3. Eligible Sectors	216
10.2.6.2. Terms and Conditions for Soft Loan Eligible Countries	217
10.3. Program Performance	218
10.3.1. Development of Austrian Soft Loan Financing	218
10.3.2. Recipient Countries	219
10.3.3. Sectors	222
10.4. Program Implementation	223
10.4.1. Procurement in Soft Loan-Financed Projects	223
10.4.2. Application Procedure for Soft Loan Financing	224
10.4.3. Questionnaire	224
10.4.4. Project Appraisal	226
10.4.5. Engagement of other Actors During the Application Process	226
10.4.6. Project Approval Process	227

10.5. Monitoring and Evaluation	228
10.5.1. Monitoring	228
10.5.2. Evaluation	229
10.6. Accountability and Transparency	230
10.7. Conclusion and Outlook	231
11. Denmark	235
11.1. Country Facts and Figures	235
11.1.1. Economy and Foreign Trade	235
11.1.2. Denmark's Donor Profile	236
11.1.2.1. ODA Performance	236
11.1.2.2. Institutional Setting of Denmark's Development Cooperation	238
11.2. Profile of the Program	241
11.2.1. Background and Objectives	241
11.2.1.1. Program Objectives	243
11.2.2. Policy Framework and Legal Foundation	243
11.2.2.1. Danida Business Finance in the Overall Development Strategy 2012: The Right to a Better Life	243
11.2.2.2. Strategic Framework for Priority Area: Growth and Employment 2011-2015	244
11.2.2.3. Strategic Framework for Priority Areas: Natural Resources, Energy, and Climate Change (2013)	244
11.2.2.4. Act No. 64 of 7 February 2013	245
11.2.2.5. The Finance Act: § 06.32.05.18	245
11.2.3. Institutional Environment	247
11.2.4. Guidelines for Danish Mixed Credits	250
11.2.4.1. Requirements and Eligibility Criteria	250
11.2.4.1.1. Country Eligibility	251
11.2.4.1.2. Project Eligibility	251
11.2.4.1.3. Concessionality Requirements	252
11.2.4.1.4. Procurement Guidelines	252
11.2.4.1.5. Miscellaneous	253
11.2.4.1.6. Specific Requirements for Small Projects (SDR < 2 million)	254
11.2.4.2. Terms and Conditions	254

11.2.4.2.1. Composition of Danida Subsidy in a Mixed Credit	254
11.2.4.2.2. Loan Conditions	256
11.2.5. Complementary Programs	257
11.2.5.1. Danida Business Partnerships	257
11.2.5.2. Investment Fund for Developing Countries (IFU)	258
11.2.5.3. The Fast-Track Scheme: an EKF – DBF Cooperation	258
11.3. Program Performance	259
11.3.1. Statistical Issues	259
11.3.2. Development of Mixed Credit Financing	260
11.3.3. Recipient Countries	262
11.3.4. Sectors	.265
11.3.5. Danish Untied Mixed Credits	266
11.4. Program Implementation	.267
11.4.1. Application and Project Approval Process	.267
11.4.1.1. Application and Screening Procedure	.269
11.4.1.1.1. The Appraisal Report: Testing against Development Criteria	.271
11.4.1.2. Approval Process	.274
11.4.1.2.1. Composition of the Internal and External Grant Committee	.275
11.4.1.2.2. Working Procedures	.275
11.4.2. Tender Process	.276
11.5. Monitoring and Evaluation	.277
11.5.1. Monitoring and Evaluation at Project Level	.277
11.5.2. Evaluation at Program Level	.278
11.5.2.1. Evaluations of the Danish Mixed Credit Program 1998 and 2002	.278
11.5.2.2. Meta-Evaluation 2004: Private and Business Sector Development Interventions	.279
11.6. Accountability and Transparency	.280
11.6.1. Involvement of the Parliament	.280
11.6.2. Transparency and Availability of Information	.282
11.6.3. Stakeholder Consultation	.282
	004

12. Germany	289
12.1. Country Facts and Figures	290
12.1.1. Economy and Foreign Trade	290
12.1.2. Development Cooperation	291
12.1.2.1. Financial and Technical Cooperation	291
12.1.2.2. Programming of Bilateral Cooperation	292
12.1.2.3. Country and Sector Concentration	293
12.2. Profile of Financial Cooperation	295
12.2.1. Legal Background/History	295
12.2.2. Institutional Environment	296
12.2.3. Terms and Conditions	300
12.2.4. Financial Instruments	301
12.2.4.1. Overview	301
12.2.4.2. Federal Budget Funds	303
12.2.4.3. FC Development Loans	304
12.2.4.4. FC Promotional Loan	306
12.3. Performance of Financial Cooperation	308
12.3.1. Development of Financial Cooperation	308
12.3.2. Recipient Countries	311
12.3.3. Sectors	312
12.3.4. Share of Financial Cooperation to Total ODA	313
12.4. Planning and Implementation of FC Funds	314
12.4.1. Intergovernmental Agreement and Project Pre-Selection	316
12.4.2. Decision-Making and Project Selection Process	318
12.4.3. Implementation-Planning and International Competitive Bidding	320
12.4.4. Payment Terms, Guarantees and Insurance	322
12.5. Monitoring and Evaluation	324
12.5.1. Reviewing Project-Related Progress	324
12.5.2. Independent Ex-Post Evaluation	325
12.5.2.1. Approach and Methodology	325
12.5.2.2. Logframe and Field Missions	326
12.6. Transparency and Accountability	327
12.6.1. Involvement of the Parliament	328

12.6.2. Auditing of Financial Management	328
12.6.3. German Institute for Development Evaluation	330
12.6.4. Civil Society and Availability of Information	330
12.7. Conclusion and Outlook	333
12.7.1. Developmental Orientation	334
12.7.2. Rationale of ODA Reporting	335
12.7.3. (Un)tied German Financial Cooperation?	336
13. The Netherlands	339
13.1. Country Facts and Figures	339
13.1.1. Key Objectives of Dutch Development Policy	339
13.1.2. A New Agenda for Aid, Trade and Investment	341
13.2. Profile of Programs	341
13.2.1. Historical Overview	342
13.2.2. Legal Background	348
13.2.3. Institutional Environment	349
13.2.4. Government Funds	354
13.2.4.1. Facility for Infrastructure Development (ORIO)	354
13.2.4.2. Infrastructure Development Fund (IDF)	356
13.2.4.3. Dutch Good Growth Fund (DGGF)	357
13.3, Scheme Performance	359
13.3.1. ORET Budget and Expenditures	359
13.3.2. ORET Grant Scheme	360
13.3.3. LDC Infrastructure Fund	360
13.3.4. Share of ORET/MILIEV of Total ODA	362
13.3.5. ORIO Grant Scheme	362
13.4. Implementation of Programs	363
13.4.1. Project Eligibility and Application	364
13.4.1.1. Project Appraisal Process and Decision-Making	365
13.4.1.2. Project Implementation, Tendering and Contract Managem	nent369
13.4.1.3. Payment Terms, Guarantee and Operations and Maintenar	nce Phase371
13.5. Monitoring and Evaluation	372
13.5.1 Monitoring and Evaluation Plan	372

13.5.2. Impact Evaluations	373
13.6. Transparency and Accountability	374
13.6.1. Role of the Parliament	374
13.6.2. Civil Society	375
13.6.3. Transparency	376
13.7. Conclusion and Outlook	377
PART IV: Comparative Analysis of Case Studies and Conclusions	381
14. Comparative Assessment of Case Study Countries	383
14.1. Comparative Analysis of the Case Study Results: a Tabular Presentation	383
14.2. Comparative Conclusions of the Case Studies	397
14.2.1. Program Characteristics	397
14.2.2. Importance of the Program in the Field of Development Cooperation	401
14.2.3. Institutional Setting	402
14.2.4. Objectives of the Programs	403
14.2.5. Country Eligibility Criteria	405
14.2.6. Sector and Project Eligibility Criteria	406
14.2.7. Ex-ante Assessment of Expected Development Impact	409
14.2.8. Project Approval	411
14.2.9. Stakeholder Involvement	413
14.2.10. Role of Recipient Countries	414
14.2.11. Monitoring and Evaluation	416
14.2.12. Transparency and Accountability	417
15. General Conclusions and Outlook	421
15.1. Conclusions – Between Institutional Heterogeneity, Hybridity and Developme	ent421
15.2. Outlook - What Future for Soft Loans?	427
ANNEX	433
Bibliography	435
Interview List	456
Authors	459