

No. 14828

**FEDERAL REPUBLIC OF GERMANY
and
GAMBIA**

**Agreement concerning financial assistance. Signed at
Banjul on 19 August 1975**

Authentic texts: German and English.

Registered by the Federal Republic of Germany on 15 June 1976.

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
GAMBIE**

Accord d'aide financière. Signé à Banjul le 19 août 1975

Textes authentiques : allemand et anglais.

Enregistré par la République fédérale d'Allemagne le 15 juin 1976.

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE REPUBLIC OF THE GAMBIA AND THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY CONCERNING FINANCIAL ASSISTANCE

The Government of the Republic of The Gambia and the Government of the Federal Republic of Germany,

in the spirit of the friendly relations existing between the Republic of The Gambia and the Federal Republic of Germany,

desiring to strengthen and intensify those friendly relations by fruitful co-operation in the field of development assistance,

aware that the maintenance of those relations constitutes the basis of the present Agreement,

intending to contribute to economic and social development in the Republic of The Gambia,

have agreed as follows:

Article 1. (1) The Government of the Federal Republic of Germany shall enable the Government of the Republic of The Gambia to raise with the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, a loan up to a total of DM 5.4 mill. (five million four hundred thousand German Marks) to be used for the project "Ferry Service across the Gambia River".

(2) The project referred to in paragraph 1 above may be replaced by other projects if the Government of the Republic of The Gambia and the Government of the Federal Republic of Germany so agree.

Article 2. (1) The utilization of the loan as well as the terms and conditions on which it is granted shall be governed by the provisions of the agreements to be concluded between the borrower and the Kreditanstalt für Wiederaufbau, which shall be subject to the legal provisions applicable in the Federal Republic of Germany.

(2) The Government of the Republic of The Gambia shall guarantee to the Kreditanstalt für Wiederaufbau all payments in German Marks to be made in fulfilment of the borrower's liabilities under the agreements to be concluded pursuant to paragraph 1 above.

Article 3. The Government of the Republic of The Gambia shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other public charges levied in the Republic of The Gambia at the time of the conclusion, or during the implementation, of the agreements referred to in Article 2 of the present Agreement.

Article 4. The Government of the Republic of The Gambia shall allow passengers and suppliers free choice of transport enterprises for such transportation by sea or air of persons and goods as results from the granting of the loan, take no measures that exclude or impair the participation of transport enterprises having their place of business in the German area of application of this Agreement, and grant relevant permits as required for the participation of such transport enterprises.

¹ Came into force on 19 August 1975 by signature, in accordance with article 8.

Article 5. Supplies and services for projects financed from the loan shall be subject to public tender unless otherwise provided in individual cases.

Article 6. With regard to the supplies resulting from the granting of the loan, the Government of the Federal Republic of Germany attaches particular importance to preference being given to products of industries of Land Berlin.

Article 7. With the exception of those provisions of Article 4 which refer to air transport, this Agreement shall also apply to Land Berlin, provided that the Government of the Federal Republic of Germany does not make a contrary declaration to the Government of the Republic of The Gambia within three months after the entry into force of the present Agreement.

Article 8. The present Agreement shall enter into force on the date of signature thereof.

DONE at Banjul on 19 Aug. 1975 in duplicate in the English and German languages, the two texts being equally authentic.

[Signed — Signé]¹

For the Government
of the Republic of The Gambia

[Signed — Signé]²

For the Government
of the Federal Republic of Germany

¹ Signed by J. M. Garba-Jahumpa — Signé par J. M. Garba-Jahumpa.

² Signed by A. Török — Signé par A. Török.