

No. 14818

**FEDERAL REPUBLIC OF GERMANY
and
NIGERIA**

**Agreement concerning financial assistance. Signed at
Lagos on 15 April 1975**

Authentic texts: German and English.

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

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
NIGÉRIA**

Accord d'aide financière. Signé à Lagos le 15 avril 1975

Textes authentiques : allemand et anglais.

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

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

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

in the spirit of the friendly relations existing between the Federal Republic of Nigeria 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 promote the development of the Nigerian economy,

have agreed as follows:

Article 1. (1) The Government of the Federal Republic of Germany shall enable the Government of the Federal Republic of Nigeria to raise with the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, a loan up to a total of DM 3.5 million (three million five hundred thousand German Marks).

(2) The loan shall be used to finance the purchase in foreign currency of five river ferries urgently needed in South Eastern State.

Article 2. 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 agreement 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.

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

Article 4. The Government of the Federal Republic of Nigeria shall allow passengers and suppliers free choice of means of transport for such transportation by sea or air of persons and goods as results from the granting of the loan and shall abstain from taking any measures that might exclude or impair the equal participation of German and Nigerian transport enterprises, and grant the relevant permits as required.

Article 5. Supplies and services for projects financed from the loan shall, unless otherwise provided in individual cases, be subject to public tender exclusively in the German area of application of the present Agreement.

¹ Came into force on 15 April 1975 by signature, in accordance with article 8.

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 Federal Republic of Nigeria 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 Lagos on 15th April, 1975 in duplicate in the English and German languages, both texts being equally authentic.

For the Government
of the Federal Republic of Nigeria:

SHEHU SHAGARI

For the Government
of the Federal Republic of Germany:

E. F. JUNG
Ambassador
