

No. 16360

**FEDERAL REPUBLIC OF GERMANY
and
BURUNDI**

Agreement concerning financial assistance. Signed at Bujumbura on 28 February 1976

Authentic texts: German and French.

Registered by the Federal Republic of Germany on 1 February 1978.

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
BURUNDI**

Accord d'aide financière. Signé à Bujumbura le 28 février 1976

Textes authentiques : allemand et français.

Enregistré par la République fédérale d'Allemagne le 1^{er} février 1978.

[TRANSLATION — TRADUCTION]

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE FEDERAL
REPUBLIC OF GERMANY AND THE GOVERNMENT OF THE RE-
PUBLIC OF BURUNDI CONCERNING FINANCIAL ASSISTANCE

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

Considering the friendly relations existing between the Federal Republic of Germany and the Republic of Burundi,

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

Being aware that the maintenance of these relations is the basis for the present Agreement,

Purposing to contribute to economic and social development in Burundi,

Have agreed as follows:

Article 1. (1) The Government of the Federal Republic of Germany shall enable the Government of the Republic of Burundi or other borrowers, to be selected jointly by the two Governments, to obtain loans not exceeding a total of DM 6 million (six million Deutsche Mark) from the *Kreditanstalt für Wiederaufbau* (Reconstruction Loan Corporation), Frankfurt am Main, for the projects:

- (a) Water supply and improvement of the Gitega water supply system — additional loan;
- (b) Construction of a hydroelectric power station on the Ruvyironza and strengthening of the Gitega electricity distribution system — additional loan;
- (c) Construction of a new water conduit for Bujumbura in Lake Tanganyika, provided that, after being studied, these projects are found to merit support.

(2) The projects referred to in paragraph 1 may, by agreement between the Government of the Federal Republic of Germany and the Government of the Republic of Burundi, be replaced by other projects.

Article 2. (1) The utilization of these loans, and the conditions on which they are granted, shall be governed by the contracts to be concluded between the borrower and the *Kreditanstalt für Wiederaufbau*; the said contracts shall be subject to the legal provisions applicable in the Federal Republic of Germany.

(2) The Government of the Republic of Burundi, in so far as it is not itself the borrower, shall guarantee to the *Kreditanstalt für Wiederaufbau* all payments in Deutsche Mark in fulfilment of the borrowers' liabilities under the contracts to be concluded in accordance with paragraph 1.

Article 3. The Government of the Republic of Burundi shall exempt the *Kreditanstalt für Wiederaufbau* from all taxes and other public charges levied in Burundi at the time of the conclusion or execution of the contracts referred to in article 2.

¹ Came into force on 28 February 1976 by signature, in accordance with article 8.

Article 4. The Government of the Republic of Burundi shall allow passengers and suppliers a free choice of transport enterprises for such transportation of passengers and goods by sea and by air as results from the granting of the loans; it shall refrain from taking any measures that might exclude or impede the participation of transport enterprises which have their headquarters within the German area of application of this Agreement and shall grant any permits that may be necessary for the participation of such transport enterprises.

Article 5. Contracts for deliveries and performances relating to projects financed by the loans shall be awarded by international public tender, unless otherwise stipulated in individual cases.

Article 6. The Government of the Federal Republic of Germany is particularly desirous that, for deliveries resulting from the granting of the loans, preference should be given to the products of the industry of *Land Berlin*.

Article 7. With the exception of those provisions of article 4 which relate to air traffic, this Agreement shall also apply to *Land Berlin*, provided that the Government of the Federal Republic of Germany has not made a contrary declaration to the Government of the Republic of Burundi within three months from the date of entry into force of this Agreement.

Article 8. This Agreement shall enter into force on the date of its signature.

DONE at Bujumbura on 28 February 1976, in duplicate in the German and French languages, both texts being equally authentic.

For the Government of the Federal Republic of Germany:

THOMAS TRÖMEL

For the Government of the Republic of Burundi:

BWAKIRA
