

**No. 16797**

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**FEDERAL REPUBLIC OF GERMANY  
and  
SWAZILAND**

**Agreement concerning financial assistance. Signed at  
Mbabane on 28 April 1977**

*Authentic texts: German and English.*

*Registered by the Federal Republic of Germany on 30 June 1978.*

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**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE  
et  
SWAZILAND**

**Accord d'aide financière. Signé à Mbabane le 28 avril 1977**

*Textes authentiques : allemand et anglais.*

*Enregistré par la République fédérale d'Allemagne le 30 juin 1978.*

AGREEMENT<sup>1</sup> BETWEEN THE GOVERNMENT OF THE KINGDOM OF SWAZILAND AND THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY CONCERNING FINANCIAL ASSISTANCE

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The Government of the Kingdom of Swaziland and the Government of the Federal Republic of Germany,

In the spirit of the friendly relations existing between the Kingdom of Swaziland and the Federal Republic of Germany,

Desiring to strengthen and intensify those friendly relations by fruitful cooperation 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 Kingdom of Swaziland,

Have agreed as follows:

*Article 1.* The Government of the Federal Republic of Germany shall enable the Government of the Kingdom of Swaziland, acting through the Ministry of Finance and Economic Planning, to raise with the *Kreditanstalt für Wiederaufbau* (Development Loan Corporation), Frankfurt/Main, a loan up to 3,000,000 DM (three million German Marks) for the project Development of the road Mpaka-Siteki.

*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 agreements to be concluded between the borrower and the *Kreditanstalt für Wiederaufbau*, which shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

*Article 3.* The Government of the Kingdom of Swaziland shall exempt the *Kreditanstalt für Wiederaufbau* from all taxes and other public charges levied in the Kingdom of Swaziland 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 Kingdom of Swaziland 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, abstain from taking any measures that might exclude or impair the fair and equal participation of transport enterprises having their place of business in the German area of application of the present Agreement, and grant permits for such participation as required.

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

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<sup>1</sup> Came into force on 28 April 1977 by signature, in accordance with article 8.

*Article 6.* With regard to 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 Kingdom of Swaziland within three months of the date of entry into force of this Agreement.

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

DONE at Mbabane on 28 April 1977 in duplicate in the English and German languages, both texts being equally authentic.

[Signed — Signé]<sup>1</sup>

For the Government  
of the Kingdom of Swaziland

[Signed — Signé]<sup>2</sup>

For the Government  
of the Federal Republic of Germany

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<sup>1</sup> Signed by R. S. Stephens — Signé par R. S. Stephens.

<sup>2</sup> Signed by Weindel — Signé par Weindel.