
**UNITED STATES OF AMERICA
and
ZAIRE**

Agreement for the sale of agricultural commodities (with memorandum of understanding). Signed at Kinshasa on 24 May 1977

Amendments to the above-mentioned Agreement

Authentic text of the Agreement: English.

Authentic texts of the Amendments: English and French.

The Agreement and the certified statements were registered by the United States of America on 24 November 1978.

**ÉTATS-UNIS D'AMÉRIQUE
et
ZAÏRE**

Accord relatif à la vente de produits agricoles (avec mémorandum d'accord). Signé à Kinshasa le 24 mai 1977

Modifications de l'Accord susmentionné

Texte authentique de l'Accord : anglais.

Textes authentiques des modifications : anglais et français.

L'Accord et les déclarations certifiées ont été enregistrés par les États-Unis d'Amérique le 24 novembre 1978.

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF ZAIRE FOR THE SALE OF AGRICULTURAL COMMODITIES UNDER THE P.L. 480, TITLE I, PROGRAM

The Government of the United States and the Government of the Republic of Zaire agree to the sales of agricultural commodities specified below. This Agreement shall consist of the Preamble, Parts I and III of the March 25, 1976 Agreement,² together with the following Part II:

PART II. PARTICULAR PROVISIONS

I. COMMODITY TABLE

<i>Commodity</i>	<i>Supply period (United States Fiscal Year)</i>	<i>Approximate maximum quantity (metric tons)</i>	<i>Maximum export market value (millions)</i>
Rice	1977	4,000	\$ 1.0
Corn/Grain Sorghums	1977	5,000	0.6
Tobacco	1977	3,000	13.3

II. PAYMENT TERMS

Dollar Credit (20 years credit):

1. Initial payment — 5 percent.
2. Currency use payment — 10 percent for Section 104 (a) purposes.
3. Number of installment payments — 19.
4. Amount of each installment payment — approximately equal annual amounts.
5. Due date of first installment payment — two years from date of last delivery of commodities in each calendar year.
6. Interest rate — 3 percent.

III. USUAL MARKETING TABLE

<i>Commodity</i>	<i>Import period (U.S. Fiscal Year)</i>	<i>Usual marketing requirement (metric tons)</i>
Rice	1977	None
Corn/Grain Sorghums	1977	95,000
Tobacco/Tobacco Products	1977	None

IV. EXPORT LIMITATIONS

A. The export limitation period shall be U.S. Fiscal Year 1977 or any subsequent U.S. Fiscal Year during which commodities financed under this Agreement are being imported or utilized.

¹ Came into force on 24 May 1977, by signature, in accordance with Part III (B).

² United Nations, *Treaty Series*, vol. 1059, p. 35.

B. For the purpose of Part I, Article III (A) (4) of the Agreement, the commodities which may not be exported are: Rice — Rice in the form of paddy, brown or milled; for corn/grain sorghums — corn, grain sorghums, barley, oats, and rye including mixed feed containing such grains; and for tobacco — none.

V. SELF-HELP MEASURES

A. In implementing these self-help measures, specific emphasis will be placed on contributing directly to development progress in poor rural areas and on enabling the poor to participate actively in increasing agricultural production through small farm agriculture.

B. The Government of Zaire agrees to:

1. Continue to provide budgetary support of agricultural service and staff, vocational schools and training, the framework for on-the-job training and upgrading, and agricultural credit efforts;
2. Further support the agricultural research programs (distribution to farmers) which emphasizes testing and multiplication of improved seeds;
3. Address transportation problems as they relate to farmer-to-market roads, their repair and maintenance;
4. Place particular emphasis on improvement of data gathering utilization as it relates to agricultural statistics;
5. Strengthen data gathering programs for sub-sector studies (small farmer) to evaluate provisioning, product disposition and production.

VI. ECONOMIC DEVELOPMENT PURPOSES FOR WHICH PROCEEDS ACCRUING TO IMPORTING COUNTRY ARE TO BE USED

A. The proceeds accruing to the importing country from the sale of commodities financed under this Agreement will be used for financing the self-help measures set forth in the Agreement and for the following economic development sectors: Agriculture.

B. In the use of proceeds for these purposes, emphasis will be placed on directly improving the lives of the poorest of the recipient country's people and their capacity to participate in the development of their country.

IN WITNESS WHEREOF, the respective representatives, duly authorized for the purpose, have signed the present Agreement.

DONE in Kinshasa, in duplicate, this 24 day of May 1977.

For the Government
of the United States of America:

[Signed]

WALTER L. CUTLER
Ambassador
of the United States of America

For the Government
of the Republic of Zaire:

[Signed]

BOFOSSA W'AMB'EA NKOSO
State Commissioner for Finance

MEMORANDUM OF UNDERSTANDING

It is the intention of the Government of the Republic of Zaire to utilize the Counterpart Secretariat under the Department of Plan to implement, in cooperation with the United States Agency for International Development, the objectives agreed to under Item VI of Part II of the "Particular Provisions" of the Title I Agreement and any future amendments to that Agreement for the sale of agricultural commodities, signed by the representatives of the Government of the Republic of Zaire and the Government of the United States of America in Kinshasa on Tuesday, May 17, 1977.*

[Signed]

BOFOSSA W'AMB'EA NKOSO
Commissaire d'Etat aux finances¹

* Should read "May 24, 1977".

¹ State Commissioner for Finances.

AMENDMENTS TO THE AGREEMENT OF 24 MAY 1977¹ BETWEEN
THE GOVERNMENT OF THE UNITED STATES OF AMERICA
AND THE GOVERNMENT OF THE REPUBLIC OF ZAIRE FOR
THE SALE OF AGRICULTURAL COMMODITIES UNDER THE
P.L. 480, TITLE I, PROGRAM

By an agreement in the form of an exchange of notes dated at Kinshasa on 15 and 19 August 1977, which came into force on 19 August 1977, the date of the note in reply, in accordance with the provisions of the said notes, the above-mentioned Agreement of 24 May 1977 was amended as follows:

In Part II, Item I, Commodity Table: (1) under appropriate column for rice delete '4,000 and \$1.0', and add '19,000 and \$4.9'; and (2) under maximum export market value at line designated total delete '14.9' and insert '18.8'.

By an agreement in the form of an exchange of notes dated at Kinshasa on 19 and 20 September 1977, which came into force on 20 September 1977, the date of the note in reply, in accordance with the provisions of the said notes, the above-mentioned Agreement of 24 May 1977 was amended as follows:

1) In Part II, Item I, Commodity Table for rice and corn/grain sorghums, under the column entitled Supply Period, delete '1977' and insert '1977 plus October 1 through November 30, 1977';

2) In Part II, Item III, Usual Marketing Table, under the column entitled Import Period for rice and corn/grain sorghums, delete '1977' and insert '1977 plus October 1 through November 30, 1977'; and

3) In Part II, Item IV, Export Limitations, under subparagraph (A) after . . . U.S. Fiscal Year 1977, insert the following: 'for tobacco and U.S. Fiscal Year 1977 plus October 1 through November 30, 1977 for rice and corn/grain sorghums'.

¹ See p. 354 of this volume.