

No. 17977

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**DENMARK**  
and  
**KENYA**

**Exchange of notes constituting an agreement concerning Danish technical assistance to the Ministry of Local Government. Nairobi, 17 and 26 April 1975**

**Exchange of notes constituting an agreement extending the above-mentioned Agreement. Nairobi, 4 March and 21 April 1977**

*Authentic texts: English.*

*Registered by Denmark on 27 September 1979.*

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**DANEMARK**  
et  
**KENYA**

**Échange de notes constituant un accord concernant une assistance technique du Danemark au Ministère chargé de l'administration locale. Nairobi, 17 et 26 avril 1975**

**Échange de notes constituant un accord prorogeant l'Accord susmentionné. Nairobi, 4 mars et 21 avril 1977**

*Textes authentiques : anglais.*

*Enregistrés par le Danemark le 27 septembre 1979.*

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT<sup>1</sup> BETWEEN THE GOVERNMENT OF THE KINGDOM OF DENMARK AND THE GOVERNMENT OF THE REPUBLIC OF KENYA CONCERNING DANISH TECHNICAL ASSISTANCE TO THE MINISTRY OF LOCAL GOVERNMENT

I

17th April 1975

104.Ken.4/60

Sir,

I have the honour to refer to the Agreed Minutes of September 20, 1974, on the negotiations in Nairobi between representatives of the Government of Denmark and the Government of Kenya regarding future official Danish Development Assistance to Kenya and to the letters of October 8, 1974, and December 23, 1974, from the Ministry of Finance and Planning — ref. DV-88/78/01 — regarding Danish assistance towards the establishment of a Planning Team for Local Authorities.

The Government of Denmark is willing to make available 6 experts as advisory personnel ((i), (ii) and (iii) below) and 5 experts as operational personnel ((iv) below) for the above purpose, each expert for a period of 2 years as from the Danish fiscal year 1975/76.

The technical assistance personnel referred to shall, according to annex A to the letter of January 10, 1975, from the Ministry of Local Government, and the annex to the above-mentioned letter of October 8, 1974, discharge the following functions:

- (i) 1 superintending engineer placed in the Ministry of Local Government (in continuation of his posting to the said Ministry to prepare the present project);
- (ii) 3 civil engineers placed in the Ministry of Local Government Headquarters in Nairobi to assist local authorities in design and supervision of capital projects all over Kenya;
- (iii) 2 sewage works managers (chemists) placed in Nakuru and Kisumu in order to control discharges of industrial effluents into public sewers;
- (iv) 5 civil engineers to be seconded as town engineers to the local authorities in Kakamega, Malindi, Nanyuki, Kericho and Kisii.

The personnel shall be made available by the Government of Denmark on the following conditions:

- (a) The Government of Kenya will ensure that the Danish personnel will always be treated in a manner no less favourable than that enjoyed by technical personnel assigned to Kenya by other countries;
- (b) The status of the Danish personnel shall be in accordance with the Agreement of February 25, 1971, between Denmark and Kenya on technical co-operation.<sup>2</sup>

If the foregoing is acceptable to the Government of Kenya, I have the honour to suggest that this note, together with your reply in the affirmative, shall constitute an agreement between our two Governments to enter into force on the date of your note in reply.

<sup>1</sup> Came into force on 26 April 1975, the date of the note in reply, in accordance with the provisions of the said notes.

<sup>2</sup> United Nations, *Treaty Series*, vol. 814, p. 45.

Please accept, Sir, the assurances of my highest consideration.

H. KÜHNE  
Danish Ambassador

Mr. N. Nganga  
Permanent Secretary  
Ministry of Finance and Planning  
Nairobi

II

REPUBLIC OF KENYA  
MINISTRY OF FINANCE AND PLANNING  
THE TREASURY

Nairobi, Kenya, 26th April 1975

Ref. No. DV-88/78/01

Your Excellency,

I have pleasure in acknowledging with thanks receipt of your letter No. 104.Ken.4/60 of April 17, 1975, concerning Danish assistance for the setting up of a Planning Team for Local Authorities and which states the following:

[See note I]

I have pleasure in confirming that the foregoing is acceptable to the Government of the Republic of Kenya and that your letter referred to herein and my reply hereto shall constitute an agreement between our two Governments to enter into force from the date of my letter.

Please accept, Your Excellency, the assurances of my highest consideration.

Yours sincerely,

[Signed]

N. NGANGA  
Permanent Secretary to the Treasury

H.E. Mr. Hans Kuhne  
Ambassador  
Royal Danish Embassy  
Nairobi

cc: Mr. A. Abutti  
Permanent Secretary  
Ministry of Local Government  
Nairobi

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT<sup>1</sup> BETWEEN THE GOVERNMENT OF THE KINGDOM OF DENMARK AND THE GOVERNMENT OF THE REPUBLIC OF KENYA EXTENDING THE AGREEMENT OF 17 AND 26 APRIL 1975 CONCERNING DANISH TECHNICAL ASSISTANCE TO THE MINISTRY OF LOCAL GOVERNMENT<sup>2</sup>

I

March 4, 1977

104.Ken.4/60

Sir,

I have the honour to refer to the Exchange of Notes of April 17 and April 26, 1975, concerning Danish Technical Assistance to the Ministry of Local Government<sup>2</sup> and to the request for a prolongation of that assistance contained in the letter of September 14, 1976, from the Ministry of Finance and Planning (your ref. EDP/SA 82/18/02).

The Government of Denmark is willing to make available 4 experts as advisory personnel — (i) and (ii) below — and 4 experts as operational personnel ((iii) below) for the above purpose, each expert for a period of 2 years as from the Danish fiscal year 1977/78.

The technical assistance personnel referred to shall discharge the following functions:

- (i) 1 superintending engineer placed in the Ministry of Local Government;
- (ii) 3 civil engineers placed in the Ministry of Local Government Headquarters in Nairobi to assist local authorities in design and supervision of capital projects all over Kenya;
- (iii) 4 civil engineers to be seconded as town engineers to the local authorities in Kagamoga, Nanyuki, Kericho and Kisii.

If the foregoing is acceptable to the Government of Kenya, I have the honour to suggest that this note, together with your reply in the affirmative, shall constitute an agreement between our two Governments to enter into force on the date of your note in reply.

Please accept, Sir, the assurances of my highest consideration.

H. KÜHNE  
Ambassador of Denmark

The Permanent Secretary  
Ministry of Finance and Planning  
Nairobi

<sup>1</sup> Came into force on 21 April 1977, the date of the note in reply, in accordance with the provisions of the said notes.

<sup>2</sup> See p. 340 of this volume.

## II

REPUBLIC OF KENYA  
MINISTRY OF FINANCE AND PLANNING  
THE TREASURY

Nairobi, Kenya, 21st April 1977

EPD/SA 82/18/02

*Danish Technical Assistance to the Ministry of Local Government*

I have the honour to refer to your letter 104.Ken.4/60 of 4th March, 1977, regarding the Danish Technical Assistance to the Ministry of Local Government.

I am glad to learn that DANIDA has agreed to prolong the term of the agreement for a further two years at the expiry of the present agreement. I am also grateful to learn that the Danish Government is willing to make available 8 experts to the Ministry of Local Government to perform various duties as indicated here below:

[See note I]

The foregoing arrangement is acceptable to the Kenya Government, and this letter shall constitute an agreement between our two Governments and becomes operative with effect from the date of this letter.

Please accept, Sir, the assurances of my highest consideration.

[Signed]

O. A. WAFULA  
For: Permanent Secretary

H.E. the Ambassador  
Royal Danish Embassy  
Nairobi

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