

No. 18382

FEDERAL REPUBLIC OF GERMANY
and
UPPER VOLTA

Agreement concerning financial assistance for the Houndé-Sakoïncé road sector construction project. Signed at Ouagadougou on 9 February 1978

Authentic texts: German and French.

Registered by the Federal Republic of Germany on 28 March 1980.

RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
HAUTE-VOLTA

Accord d'aide financière relatif au projet de construction du tronçon de route Houndé-Sakoïncé. Signé à Ouagadougou le 9 février 1978

Textes authentiques : allemand et français.

Enregistré par la République fédérale d'Allemagne le 28 mars 1980.

[TRANSLATION — TRADUCTION]

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE FEDERAL
REPUBLIC OF GERMANY AND THE GOVERNMENT OF THE
REPUBLIC OF UPPER VOLTA CONCERNING FINANCIAL
ASSISTANCE FOR THE HOUNDÉ-SAKOINCÉ SECTOR CON-
STRUCTION PROJECT

The Government of the Federal Republic of Germany and the Government of the Republic of Upper Volta,

In the spirit of the friendly relations existing between the Federal Republic of Germany and the Republic of Upper Volta,

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

Aware that the maintenance of these relations constitutes the basis for the present Agreement,

Intending to promote economic and social development in the Republic of Upper Volta,

Have agreed as follows:

Article 1. (1) The Government of the Federal Republic of Germany shall enable the Government of the Republic of Upper Volta to raise a loan up to a total of DM 33.8 million (thirty-three million eight hundred thousand Deutsche Mark) with the Kreditanstalt für Wiederaufbau, Frankfurt-on-Main, for the "Houndé-Sakoincé road sector construction project", provided that after study it is found to be worth promoting.

(2) The project referred to in paragraph 1 above may be replaced if the Government of the Federal Republic of Germany and the Government of the Republic of Upper Volta so agree.

Article 2. Utilization of this loan as well as the terms and the 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; such agreements shall be subject to the legal provisions applicable in the Federal Republic of Germany.

Article 3. The Government of the Republic of Upper Volta shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other fiscal charges levied in the Upper Volta at the time of the conclusion or execution of the agreements referred to in article 2.

Article 4. The Government of the Republic of Upper Volta shall allow passengers and suppliers free choice of transport enterprises for such transportation of passengers and goods by sea and air as results from the granting of the loan, refrain from taking any measures that might exclude or impede the participation, on a footing of equality, of transport enterprises which have their principal place of business

¹ Came into force on 9 February 1978 by signature, in accordance with article 8.

in the German area of application of this Agreement, and grant the relevant permits that may be necessary for the participation of such transport enterprises.

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

Article 6. The Government of the Federal Republic of Germany attaches particular importance, with regard to supplies and services resulting from the granting of the loan, to preference being given to products of the industry 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 Republic of Upper Volta within three months after 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 Ouagadougou on 9 February 1978, in duplicate in the German and French languages, both texts being equally authentic.

For the Government of the Federal Republic of Germany:

Dr. KLAUS ECKHARD JORDAN
Ambassador of the Federal Republic of Germany

For the Government of the Republic of Upper Volta:

MOUSSA KARGOUGOU
Minister for Foreign Affairs
