

No. 18449

**FEDERAL REPUBLIC OF GERMANY
and
BURUNDI**

Agreement concerning financial assistance — *Supply of electricity*. Signed at Bujumbura on 21 January 1978

Authentic texts: German and French.

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

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
BURUNDI**

Accord d'aide financière — *Approvisionnement en électricité*. Signé à Bujumbura le 21 janvier 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 BURUNDI CONCERNING FINANCIAL ASSIST-
ANCE

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,

Intending to contribute to economic and social development in the Republic of 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 raise loans up to a total of DM 7,500,000 (seven million five hundred thousand Deutsche Mark) with the Kreditanstalt für Wiederaufbau, Frankfurt-on-Main, for the following projects:

(a) Supply of electricity to N'gozi, Kayanza and two tea plantations (N'gozi region),

(b) Supply of electricity to Muramvya,

(c) Supply of electricity to Muyinga,

if, on examination, the projects are deemed worthwhile.

(2) The projects referred to in paragraph 1 of this article may be replaced by other projects if the Government of the Federal Republic of Germany and the Government of the Republic of Burundi so agree.

Article 2. (1) Utilization of these loans as well as the terms and conditions on which they are granted shall be governed by the contracts to be concluded between the borrower and the Kreditanstalt für Wiederaufbau; such contracts shall be subject to the legal provisions applicable in the Federal Republic of Germany.

(2) The Government of the Republic of Burundi, if it is not itself the borrower, shall guarantee to the Kreditanstalt für Wiederaufbau all payments in Deutsche Mark in discharge of the borrower's liabilities under the contracts to be concluded pursuant to paragraph 1 of this article.

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

¹ Came into force on 21 January 1978 by signature, in accordance with article 8.

Article 4. The Government of the Republic of Burundi 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 loans, refrain from taking any measures that might exclude or impede the participation, on an equal footing, of transport enterprises having their principal place of business in the German area of application of this Agreement, and grant the relevant permits that may be necessary for the participation of such enterprises.

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

Article 6. The Government of the Federal Republic of Germany attaches particular importance, with regard to supplies 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 declaration to the contrary to the Government of the Republic of Burundi 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 Bujumbura on 21 January 1978, 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:

ALBERT MUGANGA
