

No. 18490

**FEDERAL REPUBLIC OF GERMANY
and
BANGLADESH**

**Agreement concerning financial co-operation (with annex).
Signed at Dacca on 25 September 1978**

Authentic texts: German, Bengali and English.

Registered by the Federal Republic of Germany on 14 April 1980.

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
BANGLADESH**

**Accord de coopération financière (avec annexe). Signé à
Dacca le 25 septembre 1978**

Textes authentiques : allemand, bengali et anglais.

Enregistré par la République fédérale d'Allemagne le 14 avril 1980.

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY AND THE GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH CONCERNING FINANCIAL CO-OPERATION

The Government of the Federal Republic of Germany and the Government of the People's Republic of Bangladesh,

In the spirit of the friendly relations existing between the Federal Republic of Germany and the People's Republic of Bangladesh,

Desiring to strengthen and intensify those friendly relations by financial co-operation on a basis of partnership,

Aware that the maintenance of those relations constitutes the basis of the present Agreement,

Intending to contribute to economic and social development in the People's Republic of Bangladesh,

Have agreed as follows:

Article 1. The Government of the Federal Republic of Germany shall enable the Government of the People's Republic of Bangladesh to raise with the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, a financing contribution up to DM 60,000,000 (sixty million Deutsche Mark) to meet foreign exchange costs resulting from the purchase of goods and services to cover current civilian requirements as well as foreign exchange and local currency costs of transport, insurance and assembly arising in connection with the importation of goods financed from the contribution. These supplies and services must be such as are covered by the list annexed to the present Agreement and for which supply or service contracts have been concluded after 1 January 1978.

Article 2. The utilization of the financing contribution as well as the terms and conditions on which it is granted shall be governed by the provisions of the financing agreement to be concluded between the People's Republic of Bangladesh 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 People's Republic of Bangladesh shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other public charges levied in the People's Republic of Bangladesh in connection with the conclusion or the implementation of the financing agreement referred to in article 2 of the present Agreement.

Article 4. The Government of the People's Republic of Bangladesh 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 financing contribution, abstain from taking any measures that might exclude or impair the participation on equal terms of transport enterprises having their place of business in the German area of application of the present Agreement, and grant permits for the participation of such enterprises as required.

¹ Came into force on 25 September 1978 by signature, in accordance with article 7.

Article 5. With regard to supplies and services resulting from the granting of the financing contribution, the Government of the Federal Republic of Germany attaches particular importance to preferential use being made of the economic potential of Land Berlin.

Article 6. 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 People's Republic of Bangladesh within three months of the date of entry into force of this Agreement.

Article 7. The present Agreement shall enter into force on the date of signature thereof.

DONE at Dacca on 25 September 1978 in duplicate in the German, Bengali and English languages, all three texts being authentic. In case of divergent interpretations of the German and Bengali texts, the English text shall prevail.

For the Government
of the Federal Republic of Germany:
[Signed — Signé]¹

For the Government
of the People's Republic of Bangladesh:
[Signed — Signé]²

ANNEX TO THE AGREEMENT OF 25 SEPTEMBER 1978 BETWEEN THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY AND THE GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH CONCERNING FINANCIAL CO-OPERATION

1. List of goods and services eligible for financing from the contribution under article 1 of the intergovernmental Agreement of 25 September 1978:

- (a) Industrial raw and auxiliary materials as well as semi-manufactures,
- (b) Industrial equipment as well as agricultural machinery and implements,
- (c) Spare parts and accessories of all kinds,
- (d) Chemical products, in particular fertilizers, plant protection agents, pesticides, medicaments and dyes,
- (e) Means of transport,
- (f) Other industrial products of importance for the development of the People's Republic of Bangladesh,
- (g) Advisory services, patents and licence fees.

2. Imports not included in the above list may only be financed with the prior approval of the Government of the Federal Republic of Germany.

3. The importation of luxury goods and consumer goods for personal needs, as well as any goods and facilities serving military purposes, may not be financed from the contribution.

¹ Signed by Schilling — Signé par Schilling.

² Signed by Ahmed — Signé par Ahmed.