

No. 18491

**FEDERAL REPUBLIC OF GERMANY
and
BANGLADESH**

**Agreement concerning financial co-operation. Signed at
Dacca on 25 November 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. Signé à Dacca le 25 no-
vembre 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 in a spirit of partnership,

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

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

Have agreed as follows:

Article 1. 1. The Government of the Federal Republic of Germany shall enable the Government of the People's Republic of Bangladesh to obtain from the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, financing contributions of up to DM 60,000,000 (sixty million Deutsche Mark).

2. The contributions shall be used as follows:

- (a) Up to DM 30,000,000 (thirty million Deutsche Mark) for the projects
- Drilling for natural gas and mineral oil, DM 15,600,000
 - Ashuganj Fertilizer and Chemical Company Limited, DM 11,400,000
 - Dredgers, DM 3,000,000

if, after examination by the Contracting Parties, they have been found eligible for promotion;

- (b) Up to DM 30,000,000 (thirty million Deutsche Mark) to meet foreign exchange costs resulting from the purchase of goods and services for the telecommunications and railways sectors if, after examination by the Contracting Parties, they have been found eligible for promotion, as well as related foreign exchange and local currency costs for transport, insurance and assembly.

3. The projects referred to in paragraph 2 above may be replaced by other projects if the Government of the Federal Republic of Germany and the Government of the People's Republic of Bangladesh so agree.

Article 2. The utilization of the contributions as well as the terms and conditions on which they are granted shall be governed by the provisions of the financing agreements to be concluded between the Kreditanstalt für Wiederaufbau and the Government of the People's Republic of Bangladesh, which shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

¹ Came into force on 25 November 1978 by signature, in accordance with article 8.

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 implementation of the agreements referred to in article 2 of this 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 contributions, 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 area of application of this Agreement, and grant the relevant permits as required for the participation of such transport enterprises.

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

Article 6. With regard to supplies and services resulting from the granting of the contributions, the Government of the Federal Republic of Germany attaches particular importance to preferential use being made of the economic potential 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 People's Republic of Bangladesh within three months of the date of entry into force of this Agreement.

Article 8. This Agreement shall enter into force on the date of signature thereof.

DONE at Dacca on 25 November 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

[Signed — Signé]²

For the Government
of the People's Republic of Bangladesh:

[Signed — Signé]³

¹ Signed by Schilling — Signé par Schilling.

² Signed by C. W. Sanne — Signé par C. W. Sanne.

³ Signed by Muhith — Signé par Muhith.