

No. 18523

FEDERAL REPUBLIC OF GERMANY
and
BOTSWANA

Agreement concerning financial co-operation—*Promotion of the “Central Transport Organisation” Project.*
Signed at Gaborone on 11 December 1978

Authentic texts: German and English.

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

RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
BOTSWANA

Accord de coopération financière — *Promotion du Projet «Organisation centrale des transports».* Signé à
Gaborone le 11 décembre 1978

Textes authentiques : allemand et anglais.

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

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE REPUBLIC OF BOTSWANA AND THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY CONCERNING FINANCIAL CO-OPERATION

The Government of the Republic of Botswana and the Government of the Federal Republic of Germany, in the spirit of the friendly relations existing between the Republic of Botswana and the Federal Republic of Germany, desiring to strengthen and intensify those friendly relations through financial co-operation in a spirit of partnership, aware that the maintenance of those relations constitutes the basis of the present Agreement, having regard to their common interest in promoting the economic and social development of their States and peoples, have agreed as follows:

Article 1. (1) The Government of the Federal Republic of Germany shall enable the Government of the Republic of Botswana or another borrower to be jointly selected by the two Governments to obtain from the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, an additional financing contribution up to DM 900,000 (nine hundred thousand deutsche mark) for the ongoing project "Promotion of the Central Transport Organisation", if, after examination, it has been found eligible for promotion.

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

Article 2. The utilisation 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 Government of the Republic of Botswana 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 Republic of Botswana shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other public charges levied in the Republic of Botswana at the time of the conclusion or during the implementation of the agreement referred to in article 2 of the present Agreement.

Article 4. The Government of the Republic of Botswana 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.

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

¹ Came into force on 11 December 1978 by signature, in accordance with article 8.

Article 6. With regard to supplies and services resulting from the granting of the 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 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 Botswana within three months of the date of entry into force of this Agreement.

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

DONE at Gaborone on 11 December 1978 in duplicate in the English and German languages, both texts being equally authentic.

For the Government
of the Republic of Botswana:

[Signed — Signé]¹

Honourable Vice President and Minister
of Finance and Development Planning

For the Government
of the Federal Republic
of Germany:

His Excellency
[Signed — Signé]²

Ambassador
of the Federal Republic of Germany

¹ Signed by Q. K. J. Masire — Signé par Q. K. J. Masire.

² Signed by Seeger — Signé par Seeger.