

No. 20256

FEDERAL REPUBLIC OF GERMANY
and
SIERRA LEONE

Agreement concerning financial co-operation—*Foreign exchange costs of products and services (with annex).*
Signed at Freetown on 31 December 1979

Authentic texts: German and English.

Registered by the Federal Republic of Germany on 31 July 1981.

RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
SIERRA LEONE

Accord de coopération financière — *Frais en devises afférents à la fourniture de marchandises et de services (avec annexe).* Signé à Freetown le 31 décembre 1979

Textes authentiques : allemand et anglais.

Enregistré par la République fédérale d'Allemagne le 31 juillet 1981.

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

The Government of the Republic of Sierra Leone and the Government of the Federal Republic of Germany,

In the spirit of the friendly relations existing between the Republic of Sierra Leone 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 this Agreement,

Intending to contribute to social and economic development in the Republic of Sierra Leone,

Have agreed as follows:

Article 1. The Government of the Federal Republic of Germany shall enable the Government of the Republic of Sierra Leone to raise with the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, a loan of up to DM 2,000,000 (two million deutsche mark) to meet foreign exchange costs resulting from the purchase of goods and services to cover current civilian requirements, and to meet foreign exchange and local currency costs of transport, insurance and assembly arising in connection with the importation of goods financed under the present Agreement; this loan shall supplement the loan of up to DM 6,000,000 (six million deutsche mark) granted under the intergovernmental Agreement of 30 August 1979,² so that a total of DM 8,000,000 (eight million deutsche mark) shall have been provided. The aforementioned 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 30 August 1979.

Article 2. (1) The utilization of the loan as well as the terms and conditions of which it is granted shall be governed by the provisions of the agreements to be concluded between the borrower and the Kreditanstalt für Wiederaufbau, which shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

(2) The Central Bank of the Republic of Sierra Leone shall guarantee to the Kreditanstalt für Wiederaufbau all payments in deutsche mark to be made in fulfilment of the borrower's liabilities under the agreements to be concluded pursuant to paragraph 1 above.

Article 3. The Government of the Republic of Sierra Leone shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other public charges levied in the Republic of Sierra Leone in connection with the conclusion and implementation of the agreements to be concluded pursuant to Article 2 of the present Agreement.

¹ Came into force on 31 December 1979 by signature, in accordance with article 7.

² See p. 63 of this volume.

Article 4. The Government of the Republic of Sierra Leone 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 loan, abstain from taking any measures that might exclude or impair the participation of transport enterprises having their place of business in the German area of application of this Agreement, and grant any necessary permits for the participation of such enterprises.

Article 5. With regard to supplies and services resulting from the granting of the loan, 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 Republic of Sierra Leone within three months of the date of entry into force of this Agreement.

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

DONE at Freetown on 31 December 1979 in duplicate in the English and German languages, both texts being equally authentic.

For the Government
of the Republic of Sierra Leone:

[Signed]

Honourable F. M. MINAH

Minister of Finance

For the Government
of the Federal Republic of Germany:

[Signed]

H. E. Mr. HENNECHKE GRAF
VON BASSEWITZ

Ambassador

ANNEX TO THE AGREEMENT BETWEEN THE GOVERNMENT OF THE REPUBLIC OF SIERRA LEONE AND THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY CONCERNING FINANCIAL CO-OPERATION

1. List of goods and services eligible for financing from the loan under Article 1 of the Agreement of 31 December 1979:

- (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, medicines,
- (e) Other industrial products of importance for the development of Sierra Leone, with the exception of those fields already covered by co-operation between the Republic of Sierra Leone and the Federal Republic of Germany,
- (f) Advisory services, patents and licence fees.

Reference is made in this connection to item 2.2.3 of the Summary Record of the Sierra Leone-German Government Negotiations of 5 September 1979.

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 and consumer goods for personal needs as well as any goods and facilities serving military purposes may not be financed from the loan.
