

No. 20215

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**FEDERAL REPUBLIC OF GERMANY  
and  
NIGER**

**Agreement concerning financial co-operation (with annex).  
Signed at Niamey on 9 June 1979**

*Authentic texts: German and French.*

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

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**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE  
et  
NIGER**

**Accord de coopération financière (avec annexe). Signé à  
Niamey le 9 juin 1979**

*Textes authentiques : allemand et français.*

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

## [TRANSLATION — TRADUCTION]

AGREEMENT<sup>1</sup> BETWEEN THE GOVERNMENT OF THE FEDERAL  
REPUBLIC OF GERMANY AND THE GOVERNMENT OF THE  
REPUBLIC OF THE NIGER CONCERNING FINANCIAL CO-  
OPERATION

The Government of the Federal Republic of Germany and the Government of the Republic of the Niger,

In the spirit of the friendly relations existing between the Federal Republic of Germany and the Republic of the Niger,

Desiring to strengthen and enhance these friendly relations through financial co-operation as partners,

Aware that the maintenance of these relations constitutes the basis for the present Agreement,

Intending to promote social and economic development in the Republic of the Niger,

Have agreed as follows:

*Article 1.* The Government of the Federal Republic of Germany shall enable the Government of the Republic of the Niger to obtain from the Kreditanstalt für Wiederaufbau (Reconstruction Loan Corporation), Frankfurt am Main, to meet foreign exchange costs arising from the purchase of goods and services to cover necessary current civilian requirements as well as the transport, insurance and installation costs, in foreign and local currency, incurred in connection with imports of goods so financed, a financial contribution up to DM 5 million (five million deutsche mark).

The said costs must relate to deliveries and services covered by the list annexed to this agreement and for which the shipping documents were issued after signature of the contract to be concluded in accordance with article 2.

*Article 2.* Utilization of the financial contribution as well as the terms and conditions on which it is granted shall be governed by the contracts to be concluded between the Government of the Republic of the Niger and the Kreditanstalt für Wiederaufbau; that contract shall be subject to the legal provisions applicable in the Federal Republic of Germany.

*Article 3.* The Government of the Republic of the Niger shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other fiscal charges levied in the Republic of the Niger in connection with the conclusion and execution of the contract referred to in article 2 above.

*Article 4.* The Government of the Republic of the Niger 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 financial contribution, refrain from taking any measures that might exclude or impede the participation

<sup>1</sup> Came into force on 9 June 1979 by signature, in accordance with article 7.

on equal terms 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 transport enterprises.

*Article 5.* With regard to deliveries and services resulting from the granting of the financial contribution, the Government of the Federal Republic of Germany attaches particular importance to preference being given to the economic opportunities provided by *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 declaration to the contrary to the Government of the Republic of the Niger within three months after the entry into force of this Agreement.

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

DONE at Niamey on 9 June 1979, in duplicate in the German and French languages, both texts being equally authentic.

For the Government of the Federal Republic of Germany:

[Signed]

Dr. JOHANNES REITBERGER

For the Government of the Republic of the Niger:

[Signed]

GARBA SIDIKOU

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

1. List of goods and services eligible for financing from the financial contribution under article 1 of the intergovernmental Agreement of 9 June 1979:

- (a) Industrial raw and auxiliary materials as well as semi-manufactures,
- (b) Industrial equipment and agricultural machinery and implements,
- (c) Spare parts and accessories of all kinds,
- (d) Chemical products, in particular fertilizers, plant protection agents, pesticides, medicaments,
- (e) Other industrial products important for the development of the Republic of the Niger,
- (f) Consulting services, patents and licence fees.

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

3. The importation of luxury goods and of consumer goods for private requirements, and of goods and equipment for military purposes, shall be excluded from financing under the financial contribution.