

No. 22022

FEDERAL REPUBLIC OF GERMANY
and
ZAMBIA

Agreement concerning financial co-operation — *Project-tied commodity aid for the Tanzania-Zambia Railway Authority (TAZARA)*. Signed at Lusaka on 28 October 1981

Authentic texts: German and English.

Registered by the Federal Republic of Germany on 28 June 1983.

RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
ZAMBIE

Accord de coopération financière — *Fourniture de matériel lié à un projet de la Tanzania-Zambia Railway Authority (TAZARA)*. Signé à Lusaka le 28 octobre 1981

Textes authentiques : allemand et anglais.

Enregistré par la République fédérale d'Allemagne le 28 juin 1983.

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

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

In the spirit of the friendly relations existing between the Republic of Zambia 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 Zambia,

Have agreed as follows:

Article 1. The Government of the Federal Republic of Germany shall enable the Government of the Republic of Zambia to raise with the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, a loan of up to DM 15,000,000 (fifteen million Deutsche Mark) for the project "Project-tied commodity aid for the Tanzania-Zambia Railway Authority (TAZARA)" to co-finance the procurement of locomotives, including an initial supply of spare parts, as well as tools, additional workshop appliances and consulting services.

Article 2. The utilization of the loan as well as the terms and conditions on 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.

Article 3. The Government of the Republic of Zambia shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other public charges levied in the Republic of Zambia in connection with the conclusion and implementation of the agreements referred to in article 2 of the present Agreement.

Article 4. The Government of the Republic of Zambia shall allow passengers and suppliers free choice of transport enterprises for such transportation by sea or air of persons and goods resulting 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. Supplies and services for projects financed from the loan shall, unless otherwise provided for in individual cases, be subject to public tender restricted to the German area of application of this Agreement.

¹ Came into force on 28 October 1981 by signature, in accordance with article 8.

Article 6. 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 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 Zambia 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 Lusaka on 28th October, 1981, in duplicate in the English and German languages, both texts being equally authentic.

[Signed — Signé]¹

For the Government
of the Republic of Zambia

[Signed — Signé]²

For the Government
of the Federal Republic of Germany

¹ Signed by Kebby Musokotwane — Signé par Kebby Musokotwane.

² Signed by Günter Wasserberg — Signé par Günter Wasserberg.