

No. 22090

**FEDERAL REPUBLIC OF GERMANY
and
THAILAND**

**Agreement concerning financial co-operation. Signed at
Bangkok on 31 March 1982**

Authentic texts: German, Thai and English.

Registered by the Federal Republic of Germany on 29 July 1983.

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
THAÏLANDE**

**Accord de coopération financière. Signé à Bangkok le
31 mars 1982**

Textes authentiques : allemand, thaï et anglais.

Enregistré par la République fédérale d'Allemagne le 29 juillet 1983.

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

The Government of the Federal Republic of Germany and the Government of the Kingdom of Thailand,

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

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 Kingdom of Thailand,

Have agreed as follows:

Article 1. (1) The Government of the Federal Republic of Germany shall enable the Government of the Kingdom of Thailand or other borrowers to be determined jointly by the two Governments to raise with the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, loans of up to DM 36,000,000 (thirty-six million Deutsche Mark) for the following projects if, after examination, they have been found eligible for promotion:

- (a) Financing of investment measures in connection with the dam and irrigation system along the Nam Mun River (up to twenty-six million Deutsche Mark),
- (b) Financing of investment measures and local currency costs in connection with small-scale irrigation schemes (up to ten million Deutsche Mark).

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

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

(2) The Government of the Kingdom of Thailand, insofar as it is not itself the borrower, shall guarantee to the Kreditanstalt für Wiederaufbau all payments in Deutsche Mark to be made in fulfilment of the borrowers' liabilities under the agreements to be concluded pursuant to paragraph 1 above.

Article 3. The Government of the Kingdom of Thailand shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other public charges levied in the Kingdom of Thailand 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 March 1982 by signature, in accordance with article 8.

Article 4. The Government of the Kingdom of Thailand shall allow passengers and suppliers free choice of transport enterprises for such transportation by sea, land or air of persons and goods as results from the granting of the loans, 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 this Agreement, and grant any necessary permits for the participation of such enterprises.

Article 5. Unless otherwise provided for in individual cases, supplies and services financed from the loans for the projects referred to in article 1 (1) (a) and (b) of this Agreement shall be subject to international public tender.

Article 6. With regards to supplies and services resulting from the granting of loans, 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 Kingdom of Thailand 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 Bangkok on the thirty-first day of March B.E. 2525, corresponding to A.D. 1982, in duplicate in the Thai, German and English languages, all three texts being authentic. In case of divergent interpretations of the Thai and German texts, the English text shall prevail.

For the Government
of the Federal Republic of Germany:

[Signed]

DR. HANS CHRISTIAN LANKES
Ambassador of the Federal Republic
of Germany

For the Government
of the Kingdom of Thailand:

[Signed]

Air Chief Marshal SIDDHI SAVETSILA
Minister of Foreign Affairs