

No. 22959

**FEDERAL REPUBLIC OF GERMANY
and
YEMEN**

**Agreement concerning financial co-operation. Signed at
San'a on 27 January 1983**

Authentic texts: German, Arabic and English.

Registered by the Federal Republic of Germany on 20 June 1984.

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
YÉMEN**

**Accord de coopération financière. Signé à Sana le 27 janvier
1983**

Textes authentiques : allemand, arabe et anglais.

Enregistré par la République fédérale d'Allemagne le 20 juin 1984.

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

The Government of the Federal Republic of Germany and the Government of the Yemen Arab Republic,

In the spirit of the friendly relations existing between the Yemen Arab Republic 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 Yemen Arab Republic,

Have agreed as follows:

Article 1. (1) The Government of the Federal Republic of Germany shall enable the Government of the Yemen Arab Republic to obtain from the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, a financial contribution of up to DM 30,000,000 (thirty million Deutsche Mark) for the project "Resurfacing of the San'a-Ta'iz road" if, after examination, the project 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 Federal Republic of Germany and the Government of the Yemen Arab Republic so agree.

Article 2. The utilization of this financial contribution as well as the terms and conditions on which it is made available shall be governed by the provisions of the financing agreement to be concluded between the Kreditanstalt für Wiederaufbau and the Government of the Yemen Arab Republic, which shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

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

Article 4. The Government of the Yemen Arab Republic 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 financial contribution, abstain from taking any measures that might exclude or impair the fair and equal 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.

¹ Came into force on 27 January 1983 by signature, in accordance with article 8.

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

Article 6. With regard to supplies and services resulting from the granting of the financial 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 Yemen Arab Republic 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 San'a on January 27, 1983 in duplicate in the German, Arabic and English languages, all three texts being authentic. In case of divergent interpretations of the German and Arabic texts, the English text shall prevail.

For the Government
of the Federal Republic of Germany:

[Signed — Signé]¹

For the Government
of the Yemen Arab Republic:

[Signed — Signé]²

¹ Signed by Schilling — Signé par Schilling.

² Signed by Fuad Kaid Mohammed — Signé par Fuad Kaid Mohammed.