

No. 23293

**FEDERAL REPUBLIC OF GERMANY
and
ZAMBIA**

Agreement concerning financial co-operation — *Project-tied commodity aid IV for Contract Haulage Ltd.* Signed at Bonn on 13 September 1983

Authentic texts: German and English.

Registered by the Federal Republic of Germany on 19 March 1985.

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
ZAMBIE**

Accord de coopération financière — *Assistance en marchandises pour certains projets (IV) accordée à Contract Haulage Ltd.* Signé à Bonn le 13 septembre 1983

Textes authentiques : allemand et anglais.

Enregistré par la République fédérale d'Allemagne le 19 mars 1985.

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,

With reference to the intergovernmental negotiations held in Bonn from 10 to 12 June 1981 and the Minutes of 12 June 1981,

Have agreed as follows:

Article 1. (1) The Government of the Federal Republic of Germany shall enable the Government of the Republic of Zambia to obtain from the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, a loan of up to DM 5,800,000 (five million and eight hundred thousand Deutsche Mark) for the "Project-tied commodity aid IV for Contract Haulage Ltd. (CHL)" project.

(2) This Agreement shall also apply if, at a later date, the Government of the Federal Republic of Germany enables the Government of the Republic of Zambia to obtain from the Kreditanstalt für Wiederaufbau further loans or financial contributions for attendant measures required for the implementation and support of the "Project-tied commodity aid IV for Contract Haulage Ltd. (CHL)" project.

(3) Financial contributions for attendant measures pursuant to paragraph 2 above shall be converted into loans in the event that they are not used for such measures.

Article 2. The utilization of the amount referred to in article 1 of this Agreement as well as the terms and conditions on which it is made available shall be governed by the provisions of the agreements to be concluded between the recipient of the loan 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

¹ Came into force on 13 September 1983 by signature, in accordance with article 8.

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. The procedure to be followed in awarding the contract for the implementation of the project referred to in article 1 of this Agreement shall be determined in the loan agreement to be concluded between the borrower and the Kreditanstalt für Wiederaufbau.

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 Bonn on 13th September 1983 in two originals, in the English and German languages, both texts being equally authentic.

For the Government
of the Republic of Zambia:

[Signed — Signé]¹

For the Government
of the Federal Republic of Germany:

[Signed — Signé]²

¹ Signed L. K. H. Goma — Signé par L. K. H. Goma.

² Signed by Lautenschlager — Signé par Lautenschlager.