

No. 23298

FEDERAL REPUBLIC OF GERMANY
and
SUDAN

Agreement concerning financial co-operation (with annex).
Signed at Khartoum on 29 January 1984

Authentic texts: German and English.

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

RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
SOUDAN

Accord de coopération financière (avec annexe). Signé à
Khartoum le 29 janvier 1984

Textes authentiques : allemand et anglais.

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

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

The Government of the Democratic Republic of the Sudan and the Government of the Federal Republic of Germany,

In the spirit of the friendly relations existing between the Democratic Republic of the Sudan 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 Democratic Republic of the Sudan,

Have agreed as follows:

Article 1. The Government of the Federal Republic of Germany shall enable the Government of the Democratic Republic of the Sudan to obtain from the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, a financial contribution of up to DM 10,000,000 (ten million Deutsche Mark) to meet foreign exchange costs resulting from the purchase of goods and services to cover current civilian requirements, and to meet foreign exchange and local currency costs of transport, insurance and assembly arising in connection with the importation of goods financed under this Agreement.

The supplies and services must be such as are covered by the list annexed to this Agreement and for which shipping and service documents have been drawn up after the signing of the financing agreement to be concluded pursuant to article 2 of the present Agreement.

Article 2. The utilization of the 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 Government of the Democratic Republic of the Sudan 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 Democratic Republic of the Sudan shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other public charges levied in the Democratic Republic of the Sudan 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 Democratic Republic of the Sudan shall allow passengers and suppliers free choice of transport enterprises for such transportation by sea 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 par-

¹ Came into force on 29 January 1984 by signature, in accordance with article 7.

ticipation 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. 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 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 contrary declaration to the Government of the Democratic Republic of the Sudan within three months of the date of entry into force of this Agreement.

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

DONE at Khartoum on January 29, 1984, in duplicate in the English and German languages, both texts being equally authentic.

[Signed — Signé]¹

For the Government
of the Democratic Republic of Sudan

[Signed — Signé]²

For the Government
of the Federal Republic of Germany

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

1. List of goods and services eligible for financing from the financial contribution under the second paragraph of article 1 of the Agreement of [29 January 1984]:

- (a) Industrial raw and auxiliary materials as well as semi-manufactures,
- (b) Industrial equipment as well as 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 of importance for the development in the Democratic Republic of the Sudan,
- (f) Advisory services, patents and licence fees.

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

3. The importation of luxury and consumer goods for personal needs as well as any goods and facilities serving military purposes may not be financed from the financial contribution.

¹ Signed by Ibrahim Moneim Mansour — Signé par Ibrahim Moneim Mansour.

² Signed by Franz Freiherr von Mentzingen — Signé par Franz baron von Metzgingen.