

No. 25147

FEDERAL REPUBLIC OF GERMANY
and
BURKINA FASO

Agreement concerning financial co-operation (with annex).
Signed at Ouagadougou on 4 March 1986

Authentic texts: German and French.

Registered by the Federal Republic of Germany on 24 July 1987.

RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
BURKINA FASO

Accord de coopération financière (avec annexe). Signé à
Ouagadougou le 4 mars 1986

Textes authentiques : allemand et français.

Enregistré par la République fédérale d'Allemagne le 24 juillet 1987.

[TRANSLATION — TRADUCTION]

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE FEDERAL
REPUBLIC OF GERMANY AND THE GOVERNMENT OF BUR-
KINA FASO CONCERNING FINANCIAL CO-OPERATION

The Government of the Federal Republic of Germany, and the Government of Burkina Faso,

In the spirit of the friendly relations existing between the Federal Republic of Germany and Burkina Faso,

Desiring to strengthen and enhance these friendly relations through financial co-operation as partners,

Aware that the maintenance of these friendly relations constitutes the basis of this Agreement,

Intending to contribute to social and economic development in Burkina Faso,
Have agreed as follows:

Article 1. The Government of the Federal Republic of Germany shall enable the Government of Burkina Faso to obtain from the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt am Main, for the purpose of financing the foreign-exchange costs of goods and services intended to meet current civil needs, and the foreign-exchange and national-currency transport, insurance and assembly costs incurred in connection with the importation of goods financed under this Agreement, a financial contribution of up to DM 5,700,000 (five million seven hundred thousand deutsche mark). Such supplies and services shall be from among those specified in the list annexed to this Agreement for which delivery or service contracts have been concluded after the signature of the contract to be concluded under article 2.

Article 2. Utilization of the amounts referred to in article 1 of this Agreement, as well as the terms and conditions on which they are granted and the procedure for placing orders, shall be governed by the contract to be concluded between the Kreditanstalt für Wiederaufbau and the Government of Burkina Faso; this contract shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

Article 3. The Government of Burkina Faso shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other fiscal charges levied in Burkina Faso in connection with the conclusion and implementation of the contract referred to in article 2.

Article 4. The Government of Burkina Faso shall allow passengers and suppliers free choice of transport enterprises for such transport by sea and air of persons and goods as results from the granting of the financial contribution, refrain from taking any measures that might exclude or impede the participation of transport enterprises having their principal 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 4 March 1986 by signature, in accordance with article 7.

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 preference being given to 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 apply also to *Land Berlin*, provided that the Government of the Federal Republic of Germany does not make a declaration to the contrary to the Government of Burkina Faso within the three months following the date of entry into force of this Agreement.

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

DONE at Ouagadougou on 4 March 1986, in two originals, in the German and French languages, both texts being equally authentic.

For the Government of the Federal Republic of Germany:

MICHAEL GEIER

For the Government of Burkina Faso:

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ANNEX TO THE AGREEMENT BETWEEN THE GOVERNMENT OF THE FEDERAL
REPUBLIC OF GERMANY AND THE GOVERNMENT OF BURKINA FASO CON-
CERNING FINANCIAL CO-OPERATION

(1) List of goods and services which, under article 1 of the Intergovernmental Agreement of 4 March 1986, may be financed from the financial contribution:

- (a) Industrial raw materials, auxiliary materials and semi-finished products,
- (b) Industrial equipment and agricultural machinery and implements,
- (c) Spare parts and accessories of all kinds,
- (d) Products of the chemical industry, especially fertilizers, pesticides and insecticides, pharmaceutical products,
- (e) Other industrial products which are important for the development of Burkina Faso,
- (f) Consultancy services, patents and licencing fees.

(2) Imported goods not included in this list may be financed only with the prior consent of the Government of the Federal Republic of Germany.

(3) Imports of luxury and consumer goods for private use and goods and installations for military purposes shall not be financed from the financial contribution.