

No. 25142

FEDERAL REPUBLIC OF GERMANY
and
GHANA

**Agreement concerning financial co-operation. Signed at
Accra on 11 November 1985**

Authentic texts: German and English.

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

RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
GHANA

**Accord de coopération financière. Signé à Accra le 11 no-
vembre 1985**

Textes authentiques : allemand et anglais.

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

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

The Government of the Republic of Ghana and the Government of the Federal Republic of Germany,

In the spirit of the friendly relations existing between the Republic of Ghana 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 Ghana,

Have, with reference to the intergovernmental negotiations of September 1984, agreed as follows:

Article 1. (1) The Government of the Federal Republic of Germany shall enable the Government of the Republic of Ghana to obtain from the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, for the project Lake Volta Transport System a further loan of up to DM 17,500,000 (seventeen million five hundred thousand Deutsche Mark) and a non-repayable financial contribution of up to a total of DM 1,900,000 (one million nine hundred thousand Deutsche Mark) for attendant measures required for the implementation and support of the project, thereby increasing the loan available for this project to a total of DM 92,700,000 (ninety-two million seven hundred thousand Deutsche Mark). The authorization to raise an additional loan of up to DM 17,500,000 (seventeen million five hundred thousand Deutsche Mark) includes an amount of DM 13,701,407.86 (thirteen million seven hundred and one thousand four hundred and seven Deutsche Mark 86 Pfennig) which was earmarked under the Agreement of 5 May 1980 concerning Financial Co-operation for the project Repair of the Tefle Bridge² and is no longer needed for that project. The loan for the project Repair of the Tefle Bridge is thereby reduced to DM 698,592.14 (six hundred and ninety-eight thousand five hundred and ninety-two Deutsche Mark 14 Pfennig).

(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 Ghana to obtain from the Kreditanstalt für Wiederaufbau further loans or financial contributions for attendant measures required for the implementation and support of the project.

(3) Financial contributions for attendant measures pursuant to paragraphs 1 and 2 above shall be converted into loans in the event that they are not used for such measures.

¹ Came into force on 11 November 1985 by signature, in accordance with article 7.

² United Nations, *Treaty Series*, vol. 1303, p. 325.

Article 2. The utilization of the amounts referred to in Article 1 of this Agreement and the terms and conditions on which they are made available, as well as the procedure for awarding contracts, shall be governed by the provisions of the agreements to be concluded between the recipient of the loan and financial contribution and the Kreditanstalt für Wiederaufbau, which agreements shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

Article 3. The Government of the Republic of Ghana shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other public charges levied in Ghana 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 Ghana shall allow passengers and suppliers free choice of transport enterprises for such transportation by land, sea or air of persons and goods as results from the granting of the loan and financial contribution, 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. With regard to supplies and services resulting from the granting of the loan and 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 Republic of Ghana 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 Accra on November 11th, 1985, in duplicate in the English and German languages, both texts being equally authentic.

[Signed — Signé]¹

For the Government
of the Republic of Ghana

[Signed — Signé]²

For the Government
of the Federal Republic of Germany

¹ Signed by Dr. K. Botchwey — Signé par K. Botchwey.

² Signed by Wolfdietrich Vogel — Signé par Wolfdietrich Vogel.