

No. 26088

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**FEDERAL REPUBLIC OF GERMANY**  
**and**  
**TOGO**

**Agreement concerning financial cooperation — *Rural Development and Transports*. Signed at Lomé on 17 October 1986**

*Authentic texts: German and French.*

*Registered by the Federal Republic of Germany on 19 July 1988.*

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**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE**  
**et**  
**TOGO**

**Accord de coopération financière — *Développement rural et transports*. Signé à Lomé le 17 octobre 1986**

*Textes authentiques : allemand et français.*

*Enregistré par la République fédérale d'Allemagne le 19 juillet 1988.*

[TRANSLATION — TRADUCTION]

AGREEMENT<sup>1</sup> BETWEEN THE GOVERNMENT OF THE FEDERAL  
REPUBLIC OF GERMANY AND THE GOVERNMENT OF THE  
TOGOLESE REPUBLIC CONCERNING FINANCIAL COOPER-  
ATION

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

In the spirit of the friendly relations existing between the Government of the Federal Republic of Germany and the Government of the Togolese Republic,

Desiring to strengthen and enhance these friendly relations through financial cooperation as partners,

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

Intending to support the Government's structural adjustment programme and thus contribute to social and economic development in Togo,

Referring to point 2.2.1 of the minutes of the German-Togolese intergovernmental negotiations of 30 April 1986,

Have agreed as follows:

*Article 1*

(1) The Government of the Federal Republic of Germany shall enable the Government of the Togolese Republic to obtain from the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt am Main, a financial contribution of up to DM 15,000,000 (fifteen million deutsche mark) for a sectoral programme "Rural Development and Transports", in connection with IDA structural adjustment credits, provided that, on examination, the programme is considered deserving of support.

(2) This Agreement shall also apply if, at a later date, the Government of the Federal Republic of Germany enables the Government of the Togolese Republic to obtain from the Kreditanstalt für Wiederaufbau, Frankfurt am Main, a further financial contribution for preparing the project or for collateral measures required for implementation and maintenance of the project.

(3) The project referred to in paragraph 1 may be replaced by other projects if the Government of the Federal Republic of Germany and the Government of the Togolese Republic so agree.

*Article 2*

The utilization of the amount referred to in article 1, the terms and conditions on which it is granted and the procurement procedure to be applied shall be governed by the agreement to be concluded between the Kreditanstalt für Wiederauf-

<sup>1</sup> Came into force on 17 October 1986 by signature, in accordance with article 7.

bau and the recipient of the financial contribution; the said agreement shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

### Article 3

The Government of the Togolese Republic shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other fiscal charges levied in the Togolese Republic in connection with the conclusion and execution of the agreement referred to in article 2.

### Article 4

The Government of the Togolese Republic 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 on equal terms 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.

### 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 the provisions of article 4 which relate 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 declaration to the contrary to the Government of the Togolese Republic 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 Lomé on 17 October 1986, in two original copies, each in the German and French languages, both texts being equally authentic.

For the Government of the Federal Republic of Germany:

STELTZER

For the Government of the Togolese Republic:

KOFFI AMEGA

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