

No. 26791

**FEDERAL REPUBLIC OF GERMANY
and
NIGER**

**Agreement concerning financial cooperation. Signed at
Niamey on 13 April 1988**

Authentic texts: German and French.

Registered by the Federal Republic of Germany on 5 September 1989.

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
NIGER**

**Accord de coopération financière. Signé à Niamey le 13 avril
1988**

Textes authentiques : allemand et français.

Enregistré par la République fédérale d'Allemagne le 5 septembre 1989.

[TRANSLATION — TRADUCTION]

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

The Government of the Federal Republic of Germany and

The Government of the Republic of the Niger,

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

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 contribute to social and economic development in the Republic of the Niger,

Have agreed as follows:

Article 1

(1) The Government of the Federal Republic of Germany shall enable the Government of the Republic of the Niger to obtain from the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt am Main, for the projects:

- Sectoral plant protection programme,
- Rehabilitation of irrigated zones,
- Natural forest development in the region of Niamey,
- Energy programme 2 (electricity),

provided that, after examination, the projects qualify for promotion, financial contributions of up to DM 35,000,000 (thirty-five million deutsche mark).

(2) The projects 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 Republic of the Niger so agree.

Article 2

Utilization of the amount referred to in article 1 of this Agreement, as well as the terms and conditions on which it is granted and the procurement procedure to be applied, shall be governed by the contracts to be concluded between the Kreditanstalt für Wiederaufbau and the recipient of the financial contributions; these contracts shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

¹ Came into force on 13 April 1988 by signature, in accordance with article 7.

Article 3

The Government of the Republic of the Niger shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other fiscal charges levied in the Niger in connection with the conclusion and implementation of the contracts referred to in article 2 of this Agreement.

Article 4

The Government of the Republic of the Niger 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 contributions, refrain from taking any measures that might exclude or impede the participation of transport enterprises with headquarters 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 contributions, the Government of the Federal Republic of Germany attaches particular importance to preference being given to the economic potential of *Land Berlin*.

Article 6

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 Republic of the Niger 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 Niamey on 13 April 1988, in two originals, in the German and French languages, both texts being equally authentic.

For the Government
of the Federal Republic of Germany:

[Signed]

FRIEDRICH-CARL BRUNS
Chargé d'affaires a.i.

For the Government
of the Republic of the Niger:

[Signed]

SANI BAKO
Minister for Foreign Affairs and Cooperation