

No. 27281

**FEDERAL REPUBLIC OF GERMANY
and
THAILAND**

**Agreement concerning financial cooperation. Signed at Bonn
on 10 December 1987**

Authentic texts: German and English.

Registered by the Federal Republic of Germany on 11 May 1990.

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
THAÏLANDE**

Accord de coopération financière. Signé à Bonn le 10 décembre 1987

Textes authentiques : allemand et anglais.

Enregistré par la République fédérale d'Allemagne le 11 mai 1990.

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

The Government of the Kingdom of Thailand and

The Government of the Federal Republic of Germany,

In the spirit of the friendly relations existing between the Kingdom of Thailand 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 Kingdom of Thailand,

With reference to the Agreed Minutes of 24 July 1987 of the intergovernmental negotiations held in Chiang Mai,

Have agreed as follows:

Article 1

(1) The Government of the Federal Republic of Germany shall enable the Government of the Kingdom of Thailand or other recipients to be determined jointly by the two Governments to obtain from the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, a loan up to DM 40,000,000 (forty million Deutsche Mark) and a financial contribution of up to DM 10,000,000 (ten million Deutsche Mark), i.e., a total amount of up to DM 50,000,000 (fifty million Deutsche Mark), for the projects listed below if, after examination, the projects have been found eligible for promotion:

(a) Village Development Programme VI: a financial contribution of up to DM 10,000,000 (ten million Deutsche Mark);

(b) Transmission Equipment Project of the Telephone Organization of Thailand (TOT II): a loan up to DM 40,000,000 (forty million Deutsche Mark).

(2) This Agreement shall also apply if, at a later date, the Government of the Federal Republic of Germany enables the Government of the Kingdom of Thailand to obtain from the Kreditanstalt für Wiederaufbau, Frankfurt/Main, further loans of financial contributions for the preparation of the projects referred to in paragraph 1 above or financial contributions for attendant measures required for their implementation and support.

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

¹ Came into force on 10 December 1987 by signature, in accordance with article 7.

Financial contributions for preparatory and attendant measures pursuant to paragraph 2 above or for the project referred to in paragraph 1 (a) above shall be converted into loans in the event that they are not used for such measures.

Article 2

(1) 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 recipients of the loan and the financial contribution and the Kreditanstalt für Wiederaufbau, which agreements shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

(2) The Government of the Kingdom of Thailand, in so far as it is not itself the borrower, shall guarantee to the Kreditanstalt für Wiederaufbau all payments in Deutsche Mark to be made in fulfilment of the borrowers' liabilities under the agreements to be concluded pursuant to paragraph 1 above.

Article 3

The Government of the Kingdom of Thailand shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other public charges levied in the Kingdom of Thailand 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 Kingdom of Thailand shall allow passengers and suppliers free choice of transport enterprises for such transportation by sea, land or air of persons and goods as results from the granting of the loan and the 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 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

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 Kingdom of Thailand 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 Bonn on 10 December 1987, in duplicate in the English and German languages, both texts being equally authentic.

For the Government
of the Kingdom of Thailand:

[Signed — Signé]¹

For the Government
of the Federal Republic
of Germany:

[Signed — Signé]²

[Signed — Signé]³

¹ Signed by S. Singhasaneh — Signé par S. Singhasaneh.

² Signed by Lautenschlager — Signé par Lautenschlager.

³ Signé par Ehmann — Signé par Ehmann.