

No. 27424

**FEDERAL REPUBLIC OF GERMANY
and
GHANA**

**Agreement concerning financial cooperation. Signed at Accra
on 19 May 1989**

Authentic texts: German and English.

Registered by the Federal Republic of Germany on 17 July 1990.

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
GHANA**

**Accord de coopération financière. Signé à Accra le 19 mai
1989**

Textes authentiques : allemand et anglais.

Enregistré par la République fédérale d'Allemagne le 17 juillet 1990.

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,

With reference to the Summary Record of the German-Ghanaian intergovernmental negotiations, dated 10 October 1988,

Have 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, loans in the following amounts for the projects referred to below if, after examination, the projects have been found eligible for promotion:

- Up to DM 10,000,000 (ten million Deutsche Mark) for the Priority Public Works Project;
- Up to DM 15,600,000 (fifteen million six hundred thousand Deutsche Mark) for the Project Rehabilitation of Lower Volta Bridge. This sum includes an amount of DM 1,600,000 (one million six hundred thousand Deutsche Mark) which, in amendment of the Agreement of 11 November 1981² — version of the Arrangement of 9 June/22 July 1986 — is not required for the project Bridge Assembly Programme. The loan earmarked for the project Bridge Assembly Programme is thus reduced to DM 16,400,000 (sixteen million four hundred thousand 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 Republic of Ghana to obtain from the Kreditanstalt für Wiederaufbau financial contributions for the preparation of the projects or 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 Republic of Ghana and the Government of the Federal Republic of Germany so agree.

¹ Came into force on 19 May 1989 by signature, in accordance with article 7.

² United Nations, *Treaty Series*, vol. 1345, p. 95.

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 loans and the Kreditanstalt für Wiederaufbau, which 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 the Republic of 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 sea or air of persons and goods as results from the granting of the loans, 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 loans, 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 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 May 19, 1989 in duplicate in the English and German languages, both texts being equally authentic.

For the Government
of the Republic of Ghana:

[Signed — Signé]¹

For the Government
of the Federal Republic
of Germany:

[Signed — Signé]²

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

² Signed by Dr. Burkhard Nagel — Signé par Burkhard Nagel.