

No. 29586

**FEDERAL REPUBLIC OF GERMANY
and
NIGER**

**Agreement concerning financial cooperation (with annex).
Signed at Niamey on 24 November 1988**

Authentic texts: German and French.

Registered by Germany on 8 February 1993.

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
NIGER**

**Accord de coopération financière (avec annexe). Signé à
Niamey le 24 novembre 1988**

Textes authentiques : allemand et français.

Enregistré par l'Allemagne le 8 février 1993.

[TRANSLATION — TRADUCTION]

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY AND THE GOVERNMENT OF THE REPUBLIC OF NIGER CONCERNING FINANCIAL COOPERATION

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

In the spirit of the 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

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, to meet the cost of supplying goods and services to cover current civilian needs and the costs of transport, insurance and assembly incurred in connection with the importation of goods financed under this Agreement a financial contribution of up to DM 1,000,000 (one million deutsche mark). Such supplies and services shall be from among those specified in the list annexed to this Agreement, and the relevant supply or service contracts shall have been concluded after 1 October 1988.

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 contract to be concluded between the Kreditanstalt für Wiederaufbau and the recipient of the financial contribution; the said contract shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

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 execution of the contract referred to in article 2 of this Agreement.

¹ Came into force on 24 November 1988 by signature, in accordance with article 7.

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, land and air of passengers and goods as results from the granting of the financial contribution; refrain from taking any measures that might exclude or impede the participation 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 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 three months of the entry into force of this Agreement.

Article 7

This Agreement shall enter into force on the date of its signature.

DONE at Niamey on 24 November 1988, in two originals, in the German and French languages, both texts being equally authentic.

For the Government
of the Federal Republic of Germany:

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

For the Government
of the Republic of the Niger:

SANDI YACOUBA
Secretary of State for Cooperation,
Ministry of Foreign Affairs
and Cooperation

ANNEX TO THE AGREEMENT BETWEEN THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY AND THE GOVERNMENT OF THE REPUBLIC OF THE NIGER CONCERNING FINANCIAL COOPERATION

1. List of goods and services which, under article 1 of the intergovernmental Agreement of 24 November 1988, may be financed from the financial contribution:

- (a) Insecticides, equipment and means of delivery for use in locust control;
- (b) Consulting services.

2. Imported goods not included in this list may be financed only with the prior consent of the Government of the Federal Republic of Germany.

3. Imports of luxury and consumer goods for private use and of goods and installations for military purposes shall not be financed from the financial contribution.
