

No. 29679

**FEDERAL REPUBLIC OF GERMANY
and
GUYANA**

**Agreement concerning financial cooperation (with annex).
Signed at Georgetown on 22 June 1990**

Authentic texts: German and English.

Registered by Germany on 23 March 1993.

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
GUYANA**

**Accord de coopération financière (avec annexe). Signé à
Georgetown le 22 juin 1990**

Textes authentiques : allemand et anglais.

Enregistré par l'Allemagne le 23 mars 1993.

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

The Government of the Federal Republic of Germany
and
the Government of the Cooperative Republic of Guyana

in the spirit of the friendly relations existing between the Federal Republic of Germany and the Cooperative Republic of Guyana,

desiring to strengthen and intensify those friendly relations through Financial Cooperation in a spirit of partnership,

aware that the maintenance of those relations constitutes the basis of this Agreement,

intending to support the Government's Economic Recovery Programme (ERP) and thereby contribute to social and economic development in the Cooperative Republic of Guyana,

have agreed as follows:

Article 1

(1) The Government of the Federal Republic of Germany shall enable the Government of the Cooperative Republic of Guyana and/or other recipients to be determined jointly by the two Governments to obtain from the Kreditanstalt fuer Wiederaufbau (Development Loan Corporation), Frankfurt/Main, loans and a financial contribution for the following projects:

¹ Came into force on 22 June 1990 by signature, in accordance with article 7.

- a) a loan of up to DM 5,000,000 (five million Deutsche Mark) as "Commodity Aid" to meet foreign exchange costs resulting from the purchase of goods and services to cover current civilian requirements, and to meet foreign exchange and local currency costs of transport, insurance and assembly arising in connection with the importation of goods financed under this Agreement;
- b) a loan of up to DM 13,000,000 (thirteen million Deutsche Mark) as "Structural Aid" in support of the "Economic Recovery Programme" if, after examination, the project has been found eligible for promotion;
- c) a financial contribution of up to DM 5,000,000 (five million Deutsche Mark) for a "National Forest Inventory" within the scope of the Tropical Forest Action Plan¹ of the United Nations Development Programme (UNDP) and the Food and Agriculture Organization of the United Nations (FAO) if, after examination, the project has been found eligible for promotion.

As regards the Commodity Aid referred to in letter a) above, the supplies and services must be such as are covered by the list annexed to this Agreement and for which supply or service contracts have been concluded after 1 January 1990.

(2) This Agreement shall also apply if, at a later date, the Government of the Federal Republic of Germany enables the Government of the Cooperative Republic of Guyana to obtain from the Kreditanstalt fuer Wiederaufbau further loans or financial contributions for the preparation of

¹ Food and Agriculture Organization, Committee on Forest Development in the Tropics, *Tropical Forestry Action Plan* (1985).

the projects referred to in paragraph 1 above 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 Cooperative Republic of Guyana and the Government of the Federal Republic of Germany so agree, financial contributions for preparatory and attendant measures pursuant to paragraph 2 above shall be converted into loans in the event that they are not used for such measures.

(4) The contribution referred to in paragraph 1 b) above shall be effected in co-financing with the World Bank.

(5) The financial contribution referred to in paragraph 1 c) above shall be converted into a loan in the event that it is used for measures for which loans are envisaged pursuant to the regulations applicable at the time in the Federal Republic of Germany.

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 recipient of the loans and financial contribution and the Kreditanstalt fuer Wiederaufbau, which agreements shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

(2) The Government of the Cooperative Republic of Guyana, in so far as it is not itself the borrower, shall guarantee to the Kreditanstalt fuer 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 Cooperative Republic of Guyana shall exempt the Kreditanstalt fuer Wiederaufbau from all taxes and other public charges levied in the Cooperative Republic of Guyana 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 Cooperative Republic of Guyana 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 and the financial contribution, abstain from taking any measures that might exclude or impair the participation 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 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 Cooperative Republic of Guyana within three months of the date of entry into force of this Agreement.

Article 7

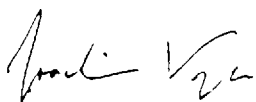
This Agreement shall enter into force on the date of signature thereof.

Done at Georgetown on 22 June 1990

in duplicate in the English and German languages, both texts being equally authentic.

For the Government
of the Federal Republic of Germany:

For the Government
of the Cooperative Republic
of Guyana:

¹²

¹ Joachim Vogel.

² Cecil Rajana.

A n n e x to the Agreement of 22 June 1990
between the Government of the Federal Republic
of Germany and the Government of the Cooperative
Republic of Guyana concerning Financial Cooperation

1. List of goods and services eligible for financing from the loan under Article 1 a) of the Agreement of 22 June 1990
 - a) industrial raw and auxiliary materials as well as semi-manufactures,
 - b) industrial equipment as well as agricultural machinery and implements,
 - c) spare parts and accessories of all kinds,
 - d) chemical products, in particular fertilizers, plant protection agents, pesticides, medicaments,
 - e) other industrial products of importance for the development of Guyana,
 - f) advisory services, patents and licence fees.
 2. Imports not included in the above list may only be financed with the prior approval of the Government of the Federal Republic of Germany.
 3. The importation of luxury and consumer goods for personal needs as well as any goods and facilities serving military purposes may not be financed from the loan.
-