

No. 29883

**FEDERAL REPUBLIC OF GERMANY
and
TURKEY**

**Agreement concerning financial cooperation—*Project aid.*
Signed at Ankara on 21 June 1990**

Authentic texts: German, Turkish and English.

Registered by Germany on 2 April 1993.

**RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE
et
TURQUIE**

**Accord de coopération financière — *Aide pour des projets.*
Signé à Ankara le 21 juin 1990**

Textes authentiques : allemand, turc et anglais.

Enregistré par l'Allemagne le 2 avril 1993.

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE FEDERAL
REPUBLIC OF GERMANY AND THE GOVERNMENT OF THE
REPUBLIC OF TURKEY CONCERNING FINANCIAL CO-OP-
ERATION (PROJECT AID)

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

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

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 Republic of Turkey,

Have agreed as follows:

Article 1

(1) The Government of the Federal Republic of Germany shall enable the Government of the Republic of Turkey, with a view to realizing the objectives of its development plan within the scope of the Turkey Consortium of the Organisation for Economic Co-operation and Development (OECD), to raise with the Kreditanstalt für Wiederaufbau (Development Loan Corporation), Frankfurt/Main, as bilateral financial assistance for 1990 to meet the cost of projects, a loan of up to DM 92,500,000 (ninety-two million five hundred thousand Deutsche Mark) and to obtain financial contributions for necessary attendant measures totalling up to DM 9,000,000 (nine million Deutsche Mark), if, after examination, the projects have been found eligible for promotion.

¹ Came into force retroactively on 21 June 1990, the date of signature, after the Government of the Republic of Turkey had informed the Government of the Federal Republic of Germany (on 27 November 1990) of the completion of the national requirements, in accordance with article 7.

(2) The amounts referred to in paragraph 1 above shall be used as follows:

- (a) up to DM 70,000,000 (seventy million Deutsche Mark) to finance the project "Central Sewage Treatment Plant, Ankara";
- (b) up to DM 18,500,000 (eighteen million five hundred thousand Deutsche Mark) to finance the project "Water-Supply System, Istanbul";
- (c) up to DM 4,000,000 (four million Deutsche Mark) to finance the project "Konya Metropolitan Railway";
- (d) up to DM 6,000,000 (six million Deutsche Mark) for attendant measures for the project "Central Sewage Treatment Plant, Ankara;
- (e) up to DM 3,000,000 (three million Deutsche Mark) for attendant measures for the project "Railway equipment II and III".

(3) The projects referred to in paragraph 2 (a) to (e) above may be replaced by other projects if the Government of the Federal Republic of Germany and the Government of the Republic of Turkey so agree.

(4) The financial contributions for attendant measures pursuant to paragraphs 1 and 2 above shall be converted into loans if not used for such measures.

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 Kreditanstalt für Wiederaufbau and the Government of the Republic of Turkey, which agreements shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

Article 3

The Government of the Republic of Turkey shall exempt the Kreditanstalt für Wiederaufbau from all taxes and other public charges levied in the Republic of Turkey 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 Turkey shall allow passengers and suppliers free choice of transport enterprises for such transportation by land, sea or air of persons and goods as results from the granting of the loan and the financial contributions, 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 contributions, 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 Turkey within three months of the date of entry into force of this Agreement.

Article 7

This Agreement shall enter into force retroactively on the date of signature thereof as soon as the Government of the Republic of Turkey has informed the Government of the Federal Republic of Germany that the national requirements for the entry into force of this Agreement on the side of the Republic of Turkey have been fulfilled.

Done at Ankara on 21 June 1990 in duplicate in the German, Turkish and English languages, all three texts being authentic. In case of divergent interpretations of the German and Turkish texts, the English text shall prevail.

For the Government of the Federal Republic of Germany:

Dr. EKKEHARD EICKHOFF
WINFRIED FUCHS

For the Government of the Republic of Turkey:

TUNCAY ALTAN