

◎食糧増産援助に関する日本国政府とソマリア民主共和国政府との間の交換公文

(略称) ソマリアとの食糧増産援助取極

平成	二年	三月	十九日	ナイロビ
平成	二年	三月	十九日	効力発生
平成	二年	五月	二十二日	告示

(外務省告示第一七八号)

概要

- 1 援助の目的及び内容 食糧生産の増大に寄与するための農業物資及びその輸送に必要な役務の供与
- 2 贈与の限度額 三億五千万円
- 3 贈与の使用期限 平成三年三月十八日まで
- 4 署名者
日 本 側 熊谷直博在ソマリア大使
ソマリア側 A・S・マフムード在ケニア ソマリア大使

(Japanese Note)

Nairobi, March 19, 1990

Excellency,

I have the honour to refer to the recent discussions held between the representatives of the Government of Japan and of the Government of the Somali Democratic Republic concerning Japanese economic cooperation to be extended with a view to strengthening friendly and cooperative relations between the two countries, and to propose on behalf of the Government of Japan the following arrangements:

1. For the purpose of contributing to the increase of food production under the Increase of Agricultural Crop Production Project in the Somali Democratic Republic, the Government of Japan will extend to the Government of the Somali Democratic Republic, in accordance with the relevant laws and regulations of Japan, a grant up to three hundred and fifty million yen (¥350,000,000) (hereinafter referred to as "the Grant").

2. The Grant will be made available during the period between the date of coming into force of the present arrangements and March 18, 1991, unless the period is extended by mutual agreement between the authorities concerned of the two Governments.

3. (1) The Grant will be used by the Government of the Somali Democratic Republic properly and exclusively for the purchase of the products of Japan and the services listed below:

(a) fertilizer (excluding ammonium sulphate);

(b) fertilizer (ammonium sulphate);
(c) agricultural chemicals and agricultural equipment; and
(d) services necessary for the transportation of the products referred to in (a), (b) and (c) above to ports in the Somali Democratic Republic.

(2) Notwithstanding the provisions of sub-paragraph (1) above, when the two Governments deem it necessary, the Grant may be used for the purchase of the products of the kind mentioned in (b) and (c) of sub-paragraph (1) above, which are products of eligible source countries other than Japan.

4. The Government of the Somali Democratic Republic or its designated authority will enter into contracts in Japanese yen with Japanese nationals for the purchase of the products and services referred to in paragraph 3. Such contracts shall be verified by the Government of Japan to be eligible for the Grant. (The term Japanese nationals whenever used in the present arrangements means Japanese physical persons or Japanese juridical persons controlled by Japanese physical persons.)

5. (1) The Government of Japan will execute the Grant by making payments in Japanese yen to cover the obligations incurred by the Government of the Somali Democratic Republic or its designated authority under the contracts verified in accordance with the provisions of paragraph 4 (hereinafter referred to as "the Verified Contracts") to an account to be opened in the name of the Government of the Somali Democratic Republic in an authorized foreign exchange bank of Japan designated by the Government of the

Somali Democratic Republic or its designated authority (hereinafter referred to as "the Bank").

(2) The payments referred to in sub-paragraph (1) above will be made when payment requests are presented by the Bank to the Government of Japan under an authorization to pay issued by the Government of the Somali Democratic Republic or its designated authority.

(3) The sole purpose of the account referred to in sub-paragraph (1) above is to receive the payments in Japanese yen by the Government of Japan and to pay to the Japanese nationals who are parties to the Verified Contracts. The procedural details concerning the credit to and debit from the account will be agreed upon through consultation between the Bank and the Government of the Somali Democratic Republic or its designated authority.

6. (1) The Government of the Somali Democratic Republic will take necessary measures:

(a) to ensure prompt unloading and customs clearance at ports of disembarkation in the Somali Democratic Republic and prompt internal transportation therein of the products purchased under the Grant;

(b) to exempt Japanese nationals from customs duties, internal taxes and other fiscal levies which may be imposed in the Somali Democratic Republic with respect to the supply of the products and services under the Verified Contracts;

(c) to ensure that the products purchased under the Grant will make effective contribution to the increase of food production and eventually to the

stabilization and development of the Somali economy; and

(d) to bear all the expenses, other than those covered by the Grant, necessary for the execution of the Grant.

(2) With regard to the shipping and marine insurance of products purchased under the Grant, the Government of the Somali Democratic Republic will refrain from imposing any restrictions that may hinder fair and free competition among the shipping and marine insurance companies.

(3) The products purchased under the Grant shall not be re-exported from the Somali Democratic Republic.

7. (1) The Government of the Somali Democratic Republic will deposit in Somali currency at least an amount equivalent to two-thirds of the yen disbursement paid with respect to the purchase of the products referred to in (a), (b) and (c) of sub-paragraph (1) of paragraph 3 in an account to be opened in its name in the Central Bank of Somalia. The deposit shall be made within the period of four years from the date of coming into force of the present arrangements, unless otherwise agreed between the authorities concerned of the two Governments.

(2) The currency thus deposited shall be utilized for the purposes of agricultural, forestry and/or fisheries development, including the increase of food production, in the Somali Democratic Republic.

(3) The authorities concerned of the two Governments will consult with each other about the utilization of the currency deposited.

8. Further procedural details for the

