

Agreement  
between  
the Royal Government of Cambodia  
and  
the Government of the Federal Republic of Germany  
concerning  
Technical Cooperation  
in 2017 and 2018

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The Royal Government of Cambodia  
and  
the Government of the Federal Republic of Germany,

in the spirit of the friendly relations existing between the Federal Republic of Germany  
and the Kingdom of Cambodia,

desiring to strengthen and intensify those friendly relations through technical  
cooperation 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 Kingdom of  
Cambodia,

referring to the Summary Record of the 2017 intergovernmental negotiations held in  
Phnom Penh dated 5 April 2017,

have agreed as follows:

Article 1

(1) In pursuance of the Agreement of 6 May 1994 between the Royal Government of  
Cambodia and the Government of the Federal Republic of Germany regarding  
Technical Cooperation, the following projects shall be supported:

1. Decentralisation and Administrative Reform Programme,
2. Programme on Social Health Protection,
3. Regional Economic Development (RED) IV,

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4. Rural Economic Diversification and Employment Generation,
5. Sustainable ASEAN Trade Integration of Cambodia Focusing on Rural Production Systems,
6. Study and Expert Fund,

if on examination they have been found eligible for support.

(2) For the projects specified in paragraph (1) above the Government of the Federal Republic of Germany shall make available at its own expense contributions totalling 20,800,000 euros (twenty million eight hundred thousand euros) in the form of personnel, inputs and, where appropriate, financial contributions. It shall charge the Deutsche Gesellschaft für Internationale Zusammenarbeit (GIZ) GmbH with the implementation of the projects specified in paragraph (1) 1 to 6 above.

(3) The Royal Government of Cambodia shall guarantee that the projects specified in paragraph (1) above are provided with itemised budgets of their own in order to ensure their smooth implementation and shall ensure that the institutions it will charge with implementation provide the necessary contributions for the projects specified in paragraph (1) above.

(4) The commitments for the projects specified in paragraph (1) above and for the technical cooperation sum specified in paragraph (2) above shall lapse without replacement if the implementation and financing agreements referred to in Article 2 of this Agreement are not concluded within a period of four years after the year in which the commitments were made. For the specified amounts the deadline shall be 31 December 2021. If, in the given period, implementation and financing agreements are concluded for a part of the commitments only, this cancellation clause shall apply solely to the amounts not covered by those agreements.

## Article 2

Details of the projects specified in Article 1 (1) of this Agreement and of the contributions and obligations shall be laid down in individual implementation

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agreements and, where appropriate, financing agreements, to be concluded between the institutions charged or to be charged under Article 1 (2) and (3) of this Agreement with the implementation of the projects. These implementation and financing agreements shall be subject to the laws and regulations applicable in the Federal Republic of Germany.

### Article 3

(1) The Royal Government of Cambodia shall exempt the materials, motor vehicles, goods, items of equipment and spare parts imported on behalf and at the expense of the Government of the Federal Republic of Germany and used for the projects specified in Article 1 (1) of this Agreement from all import and export duties, as well as licences, harbour dues, storage fees and other public charges, and shall ensure that these inputs are released without delay.

(2) The Royal Government of Cambodia shall exempt the implementing organisation from all direct taxes incurred in the Kingdom of Cambodia in connection with the conclusion and fulfilment of the implementation and financing agreements referred to in Article 2 of this Agreement.

(3) The Royal Government of Cambodia shall, at the request of the German implementing organisation, refund value-added tax or similar indirect taxes levied in the Kingdom of Cambodia on goods and services procured in connection with the conclusion and fulfilment in the Kingdom of Cambodia of the implementation and financing agreements referred to in Article 2 of this Agreement. Any specific consumption taxes levied in this connection shall, on request, be assumed by the Royal Government of Cambodia.

(4) This Agreement shall apply to the projects specified in Article 1 (1) above as well as to future follow-up measures with the same title, provided our two Governments desire to continue support for one or several projects. Commitments of support from the Government of the Federal Republic of Germany for follow-up measures for one or several of the projects specified in Article 1 (1) of this Agreement shall be effected by way of an official communication from the Government of the Federal Republic of Germany, which shall expressly refer to this Agreement.

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Article 4

In all other respects the provisions of the Agreement of 6 May 1994 between the Royal Government of Cambodia and the Government of the Federal Republic of Germany regarding Technical Cooperation referred to in Article 1 (1) above shall apply to the present Agreement.

Article 5

- (1) This Agreement shall enter into force on the date of signature thereof.
- (2) This Agreement shall be concluded for an indefinite period of time. Either Contracting Party may terminate it in writing through diplomatic channels at any time; termination shall take effect 30 days after receipt of such written notification by the other Contracting Party.
- (3) The Contracting Parties may agree amendments to this Agreement.
- (4) Any disputes concerning the interpretation or application of this Agreement shall be settled amicably by the Contracting Parties by means of talks or negotiations.

Done at Phnom Penh on *30 October* 2017 in duplicate in the Khmer, German and English languages, all three texts being equally authentic. In case of divergent interpretations of the Khmer and German texts, the English text shall prevail.

For the Royal Government of  
Cambodia

*Sean S. Chin*

For the Government of  
the Federal Republic of Germany

*Gujo Karsten*