



**ORGANIZATION OF
AFRICAN UNITY**

Secretariat
P. O. Box 3243

منظمة الوحدة الأفريقية
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**ORGANISATION DE L'UNITE
AFRICAIN**

Secretariat
B. P. 3243

Addis Ababa / اديس ابابا

COUNCIL OF MINISTERS

Nineteenth Ordinary Session

Rabat, June, 1972

CM/441

AGREEMENT ON CO-OPERATION BETWEEN OAU AND ADB



AGREEMENT ON CO-OPERATION BETWEEN CAU AND ADB

1. In implementation of the recommendations of the Council of Ministers of CAU at their Fourteenth and Fifteenth Ordinary Sessions requesting the CAU General Secretariat to strengthen its co-operation with ADB a preliminary draft agreement on co-operation was discussed by the two organs.
2. The preliminary draft agreement was submitted for consideration by the Board of Directors of ADB and subsequently for approval by the Board of Governors. The latter approved it in its resolution No. 1/71.
3. In conformity with the letter of the Office of the President of ADB, the OAU General Secretariat had first approved the terms of the preliminary draft. It is therefore requested that the OAU Council of Ministers should study it in order to authorize the Administrative Secretary-General to sign it on behalf of the Organization.

Annexes: Resolution No. 1/72 (Board of Governors of ADB)

Note Ref: ORG 7/2/10 of 14 April 1972

Draft Agreement on Co-operation

BANQUE AFRICAINE DE DEVELOPPEMENT
AFRICAN DEVELOPMENT BANK

Reference ORG 7/2/72

Date 14 April 1972

Mr. Gratien Pognon,
Assistant Secretary-General
Organization of African Unity
P.O. Box 3243
ADDIS ABABA - Ethiopia

Dear Mr. Pognon,

I write to confirm our cable of today's date reading as follows:-

"FOR GRATIEN POGNON STOP HAVE PLEASURE INFORMING YOU BOARD OF GOVERNORS APPROVED ON 31 MARCH 1972 BY RESOLUTION 1/72 AGREEMENT BETWEEN OAU AND ADB THE TEXT OF WHICH WAS AGREED BETWEEN US IN KAMPALA STOP TEXT OF THE AGREEMENT AND THE ACCOMPANYING RESOLUTION BEING MAILED TO YOU STOP WOULD PROPOSE INCLUSION THIS ITEM IN AGENDA OF FORTHCOMING FOREIGN MINISTERS CONFERENCE WITH A VIEW TO ITS EVENTUAL FORMAL APPROVAL BY HEADS OF STATE IN MOROCCO STOP WE ALSO SUGGEST SIGNATURE OF THE AGREEMENT SHOULD TAKE PLACE IN MOROCCO BETWEEN SECRETARY GENERAL OAU AND PRESIDENT OF THE BANK STOP GRATEFUL YOUR CABLE CONFIRMATION YOUR CONCURRENCE THIS PROPOSAL STOP WARMEST REGARDS."

As you will have observed, the amended text of the Agreement, as agreed between you and I in Kampala, has now been approved by the Board of Governors. I enclose herewith the text of the Agreement - both in English and French - together with the accompanying resolution (Resolution 1/72).

I should be grateful for your indication to our proposal that this item be included in the agenda of the forthcoming Conference of Foreign Ministers so that it can be subsequently submitted to the Summit Conference for formal approval by the Heads of State. In most probability, it is the intention of President Labidi to attend the Rabat Meeting and my suggestion is that the Agreement could be signed by the Secretary General and himself during the Summit Conference there in Rabat. Please let me have your cable confirmation as to whether you concur with this proposal.

With warmest personal regards,

Yours sincerely,

Signed

Sheikh M.A. Alamoody
Vice-President

Encls:

AFRICAN DEVELOPMENT BANK
BOARD OF GOVERNORS
RESOLUTION No. 1/ 72

(adopted by postal vote on)

concerning amendments to the text of the Agreement between the African Development Bank (ADB) and the Organization of African Unity (OAU) as approved by the Board of Governors on 31 March 1971, by Resolution 1-71.

THE BOARD OF GOVERNORS,

HAVING REGARD to Article 29 of the Agreement Establishing the African Development Bank,

NOTING that the text of the Agreement between ADB and OAU had been approved by the Board of Governors' Resolution 1-71,

CONSIDERING the fact that the Board of Directors had re-examined at its Forty-first and Forty-second meetings the text of the Agreement approved by Resolution 1-71 and decided to amend it and recommended to the Board of Governors the amended text,

DECIDES to approve the amendments recommended by the Board of Directors to the Co-operation Agreement between the African Development Bank and the Organization of African Unity and to modify the said text of the Agreement accordingly.

DRAFT AGREEMENT BETWEEN THE AFRICAN
DEVELOPMENT BANK AND THE ORGANIZATION OF AFRICAN UNITY
AS AMENDED

PREAMBLE

Whereas the African Development Bank - designated hereafter by ADB - was created to strengthen African solidarity by means of economic co-operation between African States, accelerate and contribute to the development of the extensive human and natural resources of Africa in order to stimulate economic development and social progress of its members individually and jointly, and to promote African domestic savings in order to increase the volume of resources for financing of projects and programmes, giving special priority to:

1. projects or programmes which by their nature or scope concern several members,
2. projects or programmes designed to make the economies of its members increasingly complementary and to bring about an orderly expansion of their foreign trade,
3. undertake, or participate in the selection, study and preparation of projects, enterprises and activities contributing to such development,
4. mobilize and increase in Africa, and outside Africa, resources for the financing of such investment projects and programmes,
5. generally, to promote investment in Africa of public and private capital in projects or programmes designed to contribute to the economic development or social progress of its members,

6. provide such technical assistance as may be needed in Africa for the study, preparation, financing and execution of development projects or programmes, and
7. undertake such other activities and provide such other services as may advance its purpose.

Whereas, moreover, these objectives are in complete harmony with the principles and aims laid down in the Charter of the Organization of African Unity - designated hereafter by OAU - and in particular with the undertaking of the Heads of State and Government to "harness the natural and human resources of our continent for the total advancement of our peoples in spheres of human endeavour", as well as to strengthen the unity and solidarity of African States by co-ordinating and intensifying "their co-operation and efforts to achieve a better life for the peoples of Africa",

The African Development Bank and the Organization of African Unity,

Resolving to combine their efforts and pool their experience in order to increase their respective efficiency in the service of the legitimate struggle being waged by the peoples and Governments of Africa to achieve full political independence for the continent and economic, social and cultural fulfilment for its peoples,

Have agreed to the following

ARTICLE I

Reciprocal consultations

1. The African Development Bank and the Organization of African Unity will consult each other whenever found necessary on matters of common interest, with a view to achieving their respective objectives and to co-ordinating as far as possible their activities in connection with the economic and social development of the African continent.

ARTICLE II

Examination of matters of common interest

Subject to preliminary consultation, the President of ADB and the Administrative Secretary-General of the OAU will make arrangements compatible with the Charters and the internal regulations of their decision-making bodies to submit to each other any matter which they deem it advisable to bring to the knowledge of the other's organisation.

ARTICLE III

Reciprocal representation

1. Subject to the charter and the internal Regulations, ADB will invite the General Secretariat of OAU to be represented as an observer at the meetings of the Board of Governors.

2. The Organization of African Unity will invite the President of ADB to be represented as an observer at meetings of the Council of Ministers and of the Assembly of Heads of State and Government.

ARTICLE IV

Exchange and reciprocal utilization of information, documents and papers

1. Subject to any conditions which may be imposed by the confidential nature of certain items of information and documents, the Office of the President of ADB will send the General Secretariat of the OAU copies of the reports of the Board of Governors for the information of the OAU.

2. Subject to any conditions which may be imposed by the confidential nature of certain items of information and documents, the General Secretariat of the OAU will provide the Office of the President of ADB with the reports emanating from the OAU's decision-making bodies for the information of the ADB.

3. Insofar as it proves possible, the President of ADB may prepare working documents for OAU meetings if asked to do so by the Administrative Secretary-General of OAU, subject to the approval of the Board of Directors.

4. Insofar as it proves possible, the Administrative Secretary-General of the OAU may prepare working documents for ADB meetings if asked to do so by the Office of the President of ADB.

ARTICLE V

Co-operation between Secretariats and assistance with staffing

1. Whenever a request is made and insofar as it proves possible, the President of ADB may second to the OAU experts and officials specializing in the fields of administration, conferences, general services or economic and social matters for special assignments of an urgent nature for periods not exceeding three months.

2. Whenever a request is made and insofar as it proves possible, the General Secretariat of the OAU may make available and second to ADB experts and officials specializing in the fields of administration, conferences, general services or economic and social matters for special assignments of an urgent nature for periods not exceeding three months.

3. As far as possible, the staff to be seconded shall be those recruited in the countries which are members of the ADB and the OAU.

4. Such secondment of staff will be effected with due regard for the exclusively international nature of the staff of the two organizations and for their obligations under the ADB Agreement and the OAU Charter, and in accordance with the staff rules and regulations of each organization. The expenditure incurred by one of the organizations as a result of the assistance provided for the other will be borne by the beneficiary organization.

ARTICLE VI

Entry into force and amendment

1. This agreement shall enter into force from the date on which it is signed by the authorized representatives of the competent bodies of the said two organizations.

2. This agreement may be amended by the mutual consent of the two parties. It may be terminated by either of the two parties notifying its intention to the other to do so and the agreement shall then come to an end three months after the date of such notification.

DONE at on
in two original copies in English and French which shall also be deposited in the archives of ADB and the General Secretariat of the OAU.

FOR THE AFRICAN DEVELOPMENT BANK

FOR THE ORGANIZATION OF AFRICAN UNITY



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1972-06

Agreement on co-operation between OAU and ADB

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