

No. 6499

**UNITED STATES OF AMERICA
and
BOLIVIA**

**Agricultural Commodities Agreement under Title I of the
Agricultural Trade Development and Assistance Act, as
amended (with exchange of notes). Signed at La Paz,
on 12 February 1962**

**Exchange of notes constituting an agreement amending the
above-mentioned Agreement. La Paz, 27 March 1962**

Official texts: English and Spanish.

Registered by the United States of America on 24 January 1963.

**ÉTATS-UNIS D'AMÉRIQUE
et
BOLIVIE**

**Accord relatif aux produits agricoles, conclu dans le cadre
du titre I de la loi tendant à développer et à favoriser le
commerce agricole, telle qu'elle a été modifiée (avec
échange de notes). Signé à La Paz, le 12 février 1962**

**Échange de notes constituant un avenant à l'Accord sus-
mentionné. La Paz, 27 mars 1962**

Textes officiels anglais et espagnol.

Enregistrés par les États-Unis d'Amérique le 24 janvier 1963.

No. 6499. AGRICULTURAL COMMODITIES AGREEMENT¹
BETWEEN THE GOVERNMENT OF THE UNITED
STATES OF AMERICA AND THE GOVERNMENT OF
BOLIVIA UNDER TITLE I OF THE AGRICULTURAL
TRADE DEVELOPMENT AND ASSISTANCE ACT, AS
AMENDED. SIGNED AT LA PAZ, ON 12 FEBRUARY
1962

The Government of the United States of America and the Government of Bolivia :

Recognizing the desirability of expanding trade in agricultural commodities between their two countries and with other friendly nations in a manner which would not displace usual marketings of the United States of America in these commodities or unduly disrupt world prices of agricultural commodities or normal patterns of commercial trade with friendly countries;

Considering that the purchase for bolivianos of agricultural commodities produced in the United States of America will assist in achieving such an expansion of trade;

Considering that the bolivianos accruing from such purchase will be utilized in a manner beneficial to both countries;

Desiring to set forth the understandings which will govern the sales, as specified below, of agricultural commodities to Bolivia pursuant to Title I of the Agricultural Trade Development and Assistance Act, as amended (hereinafter referred to as the Act), and the measures which the two Governments will take individually and collectively in furthering the expansion of trade in such commodities;

Have agreed as follows :

Article I

SALES FOR BOLIVIANOS

1. Subject to issuance by the Government of the United States of America and acceptance by the Government of Bolivia of purchase authorizations and to the availability of commodities under the Act at the time of exportation, the Government of the United States of America undertakes to finance the sales for bolivianos, to purchasers authorized by the Government of Bolivia, of the following agricultural commodities in the amounts indicated :

¹ Came into force on 12 February 1962, upon signature, in accordance with article VI.

<i>Commodity</i>	<i>Export Market Value (Millions)</i>
Cotton	\$1.1
Ocean transportation (estimated)	.1
	TOTAL \$1.2

2. Applications for purchase authorizations will be made within ninety calendar days of the effective date of this Agreement, except that applications for purchase authorizations for any additional commodities or amounts of commodities provided for in any amendment to this Agreement will be made within ninety days after the effective date of such amendment. Purchase authorizations will include provisions relating to the sale and delivery of commodities, the time and circumstances of deposit of the bolivianos accruing from such sale, and other relevant matters.

3. Purchase and shipment of the commodities mentioned above will be made within eighteen calendar months of the effective date of this Agreement.

4. The financing, sale and delivery of commodities under this Agreement may be terminated by either Government if that Government determines that because of changed conditions the continuation of such financing, sale or delivery is unnecessary or undesirable.

Article II

USES OF BOLIVIANOS

The bolivianos accruing to the Government of the United States of America as a consequence of sales made pursuant to this Agreement will be used by the Government of the United States of America, in such manner and order of priority as the Government of the United States of America shall determine, for the following purposes, in the amounts shown :

A. For United States expenditures under subsections (a), (b), (c), (d), (f) and (h) through (s) of Section 104 of the Act, or under any of such subsections, fifteen per cent of the bolivianos accruing pursuant to this Agreement.

B. For loans to be made by the Agency for International Development under Section 104 (e) of the Act and for administrative expenses of the Agency for International Development in Bolivia incident thereto, fifteen per cent of the bolivianos accruing pursuant to this Agreement. It is understood that :

- (1) Such loans under Section 104 (e) of the Act will be made to United States business firms and branches, subsidiaries, or affiliates of such firms in Bolivia for business development and trade expansion in Bolivia and to United States firms and Bolivian firms for the establishment of facilities for aiding in the utilization, distribution, or otherwise increasing the consumption of and markets for United States agricultural products.
- (2) Loans will be mutually agreeable to the Agency for International Development and the Government of Bolivia, acting through the Minister of National Economy. The Minister or his designate will act for the Government of Bolivia and the Administrator of the Agency for International Development or his designate will act for the Agency for International Development.
- (3) Upon receipt of an application which the Agency for International Development is prepared to consider, the Agency for International Development will inform the Ministry of National Economy of the identity of the applicant, the nature of the proposed business, the amount of the proposed loan, and the general purposes for which the loan proceeds would be expended.
- (4) When the Agency for International Development is prepared to act favorably upon an application, it will so notify the Ministry of National Economy and will indicate the interest rate and the repayment period which would be used under the proposed loan. Maturities will be consistent with the purposes of the financing and the interest rate will be similar to that prevailing in Bolivia on comparable loans.
- (5) Within sixty days after the receipt of the notice that the Agency for International Development is prepared to act favorably upon an application, the Ministry of National Economy will indicate to the Agency for International Development whether or not the Ministry has any objection to the proposed loan. Unless within the sixty-day period the Agency for International Development has received such a communication from the Ministry of National Economy, it shall be understood that the Ministry has no objection to the proposed loan. When the Agency for International Development approves or declines the proposed loan, it will notify the Ministry of National Economy.
- (6) In the event the bolivianos set aside for loans under Section 104 (e) of the Act are not advanced within three years from the date of this Agreement because the Agency for International Development has not approved loans or because proposed loans have not been mutually agreeable to the Agency for International Development and the Ministry of National Economy, the Government of the United States of America may use the bolivianos for any purpose authorized by Section 104 of the Act.

C. For a loan to the Government of Bolivia under Section 104 (g) of the Act for financing such projects to promote economic development, including projects not heretofore included in plans of the Government of Bolivia, as may be mutually agreed, seventy per cent of the bolivianos accruing pursuant to this Agreement. The terms and conditions of the loan and other provisions will be set forth in a separate loan agreement. In the event that agreement is not reached on the use of the bolivianos for loan purposes within three years from the date of this Agreement, the Government of the United States of America may use the bolivianos for any purposes authorized by Section 104 of the Act.

Article III

DEPOSIT OF BOLIVIANOS

1. The amount of bolivianos to be deposited to the account of the Government of the United States of America shall be the equivalent of the dollar sales value of the commodities and ocean transportation costs reimbursed or financed by the Government of the United States of America (except excess costs resulting from the requirement that United States flag vessels be used) converted into bolivianos, as follows :

- (a) at the rate for dollar exchange applicable to commercial import transactions on the dates of dollar disbursements by the United States, provided that a unitary exchange rate applying to all foreign exchange transactions is maintained by the Government of Bolivia, or
- (b) if more than one legal rate for foreign exchange transactions exists, at a rate of exchange to be mutually agreed upon from time to time between the Government of the United States of America and the Government of Bolivia.

2. In the event that a subsequent Agricultural Commodities Agreement or Agreements should be signed by the two Governments under the Act, any refunds of bolivianos which may be due or become due under this Agreement more than two years from the effective date of this Agreement would be made by the Government of the United States of America from funds available from the most recent Agricultural Commodities Agreement in effect at the time of the refund.

Article IV

GENERAL UNDERTAKINGS

1. The Government of Bolivia will take all possible measures to prevent the resale or transshipment to other countries or the use for other than domestic