

Assented to in Her Majesty's name this 4th day of  
May, 1966.

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H. J. L. BOSTON,  
Governor-General.

LS

No. 9



1966

Sierra Leone

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**The Sierra Leone Guinea Relations Act, 1966**

Short title.

Being an Act to Ratify and Confirm a Protocol of Agreement between the State of Sierra Leone and Republic of Guinea Relating to various Matters arising out of the Divers Agreements between the State of Sierra Leone and the Republic of Guinea signed in Freetown on 10th day of October, 1964

[5th May, 1966.] Date of commencement.

WHEREAS a Protocol of Agreement has been negotiated between the State of Sierra Leone and the Republic of Guinea and signed in Freetown on the 31st day of July, 1965:

AND WHEREAS it is desirable that the aforesaid Protocol of Agreement should be ratified and confirmed:

NOW, THEREFORE, BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the House of Representatives in this present Parliament assembled, and by the authority of the same, as follows:—

Ratification of Protocol and conferment of powers.

1. The aforesaid Protocol of Agreement is hereby ratified and confirmed and all rights and obligations purported to be conferred or imposed thereby are hereby declared valid any law (other than the Constitution) notwithstanding and notwithstanding anything in any law (other than the Constitution) contained the Governor-General or any other person shall have power to do on behalf of the Government any act which the said Protocol of Agreement may require or allow in the name of the Governor-General or of the Government.

## THE SCHEDULE

### PROTOCOL OF AGREEMENT

The Governments of the State of Sierra Leone and of the Republic of Guinea.

Desirous of strengthening their economic and commercial relations in accordance with the Trade and Payments Agreements and certain other Agreements concluded between them on the 10th day of October, 1964.

Convinced of the necessity for their co-operation to progress to a more active phase in order to intensify their traditional and commercial exchanges.

Agree and decide—

Article I. In Extradition matters—

- (a) The ordinary procedure to follow is that in cases of extradition from Sierra Leone of Guinea Nationals (or from Guinea of Sierra Leone Nationals) the Court or Minister responsible for judicial and legal matters must be fully satisfied that there is evidence which is sufficient to put the fugitive criminal on trial if the crime of which he is accused had been committed in the requesting state.
- (b) All requests for the extradition of a fugitive criminal must be addressed through the usual diplomatic channels to the Minister responsible for judicial and legal matters. If the Minister is satisfied as to the authenticity of the warrants by virtue of which the request for extradition is made, and the conditions laid down by the relevant treaties are satisfied and there are no objections on the grounds of public policy, he may issue an order for the apprehension of the fugitive criminal.
- (c) In exceptionally urgent cases a Magistrate may issue a provisional warrant where he has information of a type which would justify the arrest of a suspect if the offence had been committed within his jurisdiction; he would then inform the Minister of his action.

- (d) Accompanying a request for extradition shall be the following—
- (i) a warrant of arrest signed by a Judge, Magistrate or other officer of the State where the crime was committed;
  - (ii) a statement showing the identity of the fugitive, the crime, with which he is charged, the date and place of the commission of the crime, and the date of the issuing authority of the warrant of arrest;
  - (iii) any official file containing the prosecution papers or other documents or statements of witnesses, certified in each case by a Judge, Magistrate or other competent Authority of the requesting State.
- (e) Any expenses incurred by either contracting party in respect of effecting the extradition of a fugitive criminal shall not be chargeable to the requesting State.

Article II. Under Chapter IV Article 7 of the Judicial Convention *laissez passer* shall be issued for life to these nationals by the contracting parties in Guinea by the Governor of the region from which the applicant comes, or the Ministry of Foreign Affairs or the Ministry of Defence; and in Sierra Leone by the Prime Minister's Office if the applicant is in the Western Area and by a District Officer if the applicant is from the Provinces.

### Article III.

- (a) For the period from this present protocol to 31st January, 1966, Sierra Leone will export to Guinea particularly large quantities of textile including cretonne and fruits, foodstuffs, building materials and cement; and Guinea will export to Sierra Leone large quantities of cattle and other livestock, palm kernels, Fruit Juices, benniseed, guinea corn, groundnuts in shell, maize and pigeon peas.
- (b) The building materials and cement exported from Sierra Leone shall be free from duty and products originating from Guinea and imported into Sierra Leone shall be exempted from all export duties. In all other cases the price will be as at place at which the sale or purchase takes place.
- (c) The private or public bodies responsible in Guinea for carrying out effectively the present protocol as to trade shall be "The National Enterprise Guineaport Alimag et Sonatex" etc. In Sierra Leone the Government Agency shall be the Sierra Leone/Guinea Relations Committee whilst the Ministry of Trade and Industry will deal with the mechanics of trade; the Ministry of Agriculture and Natural Resources shall be the Buying Agents with regard to cattle and livestock and the Sierra Leone Produce Marketing Board the Buying Agent for Produce. Selling Agents for Sierra Leone will be nominated in due course.
- (d) Goods manufactured or produced in either of the countries of the contracting parties shall be given preference.

- (e) The Department of External Trade in Guinea and the Ministry of Trade and Industry in Sierra Leone will have regular exchange of views in regard to advertisement of goods, produce and manufactures in either of the countries of the contracting parties.
- (f) Facilities shall be accorded to purchasers from the countries of either of the contracting parties for full inspection of commodities to satisfy themselves as regards quality and standard before purchase as well as before delivery.

Article IV. Credit accounts shall immediately be opened by Guinea in the Banque Guineenne du Commerce Exterieur and by Sierra Leone in the Bank of Sierra Leone. In Sierra Leone the account shall be known as the "Guinea Payments Account" and in Guinea the account shall be known as the "Sierra Leone Payments Account". The following procedure will be adopted and followed:

Full records of all payments made under the credit arrangements must be kept by both Central Banks so that a settlement agreement may be reached at the end of each period—three monthly period proposed. Certified documents should be exchanged at all times the form of which must be agreed. A "Guinea Payments Agreement" Account will be opened in the Central Bank of Sierra Leone credited for every three monthly period with the sum of £125,000. From this Account payments will be made to Sierra Leone Exporters on the production of documents authorised by the Ministry of Trade and Industry. The Ministry of Trade and Industry will check all invoices and will accept all prices. There must be drawn up special forms giving full details of goods, amounts, names of importers and exporters etc., such forms to be agreed by both the Central Banks of Sierra Leone and of Guinea. Specimen signatures of individuals authorised to approve the transactions under the Payments Agreement will be supplied by the Ministry of Trade and Industry. Copies of invoices, approved forms certified by the Ministry of Trade and Industry and forms certified by the Guinea authorities will be provided and will be retained by the Bank and forwarded by the Bank to the Bank of Guinea.

Before the Bank makes any payment it should satisfy itself that there has been complete agreement as regards prices and quality of the goods involved.

In the case of Sierra Leone imports from Guinea, the following will be necessary—

- (a) the Sierra Leone trader will lodge with the Bank a form and invoice certified by the Ministry of Trade and Industry;
- (b) the Sierra Leone trader will pay the sterling equivalent to the Bank of Sierra Leone for credit of "Guinea Payments Credit Account".
- (c) The Bank will then certify the form that payment had been received and the trader will then take/send the document to Guinea.

**Article V.****PAYMENTS PROPOSALS FOR TELEPHONE CALLS OVER THE POSTS AND  
TELECOMMUNICATIONS TELEPHONE SYSTEMS OF GUINEA  
AND SIERRA LEONE**

1. The cost of each call will be paid to the Posts and Telecommunications Administration in the country of origin of the call.
2. Fifty per cent of the cost of each call will be for the credit of the Posts and Telecommunications Administration at the country of destination of the call.
3. Books of Accounts showing the duration of each call, cost of each call and the credit accruing to the other Posts and Telecommunications Administration will be kept in sterling.

**Article VI.**

- (a) French shall be a compulsory language in all Secondary and Technical schools in Sierra Leone; while English shall be a compulsory language in all Secondary and Technical schools in Guinea.
- (b) The Republic of Guinea shall award scholarships to Sierra nationals in Polytechnic institutes and Health schools in Guinea for training as engineers and midwives and State Registered nurses.
- (c) Sierra Leone will award three scholarships for study at Fourah Bay College, the position to be reviewed after the first year.
- (d) Youth and holiday camps to be organised for an exchange of students.
- (e) The Republic of Guinea shall receive and accord all facilities to the Sierra Leone National Dance Troupe.
- (f) Sierra Leone shall organise during vacation in the forth-coming year a short course for teachers/senior students from Guinea with talks, films, visits, readings, study of English text, local hospitality in families.
- (g) Sierra Leone will mount a show in Guinea consisting of several Mende carvings, a country cloth, a small Nomoli, some musical instruments and some photographic mulers. Sierra Leone will also send to the Guinea museum exhibits on loan.

**Article VII.**

- (a) The Republic of Guinea shall welcome the operation by the Sierra Leone Airways in Guinea in the same way as the Guinea Airways are now operating in Sierra Leone.
- (b) Sierra Leone shall modernise and expand her railway network to extend its facilities to the agricultural and mineral areas of Guinea which are adjacent to Sierra Leone, particularly around Gweckedu area, and possibly on to the iron deposits towards the north-east.

- (c) Sierra Leone is to examine the feasibility of a coastal service between Conakry in the Republic of Guinea and Freetown in Sierra Leone.

DONE at Freetown this 31st day of July, 1965.

For the Government of  
Sierra Leone

For the Government of the  
Republic of Guinea

(Sgd.) C. B. ROGERS-WRIGHT,  
*Minister of External Affairs.*

(Sgd.) DIAKITE MUSA,  
*Minister of Foreign Trade.*

Passed in the House of Representatives this 22nd day of March, in the year of our Lord one thousand nine hundred and sixty-six.

S. V. WRIGHT,  
*Clerk of the House of Representatives.*

THIS PRINTED IMPRESSION has been carefully compared by me with the Bill which has passed the House of Representatives and found by me to be a true and correctly printed copy of the said Bill.

S. V. WRIGHT,  
*Clerk of the House of Representatives.*

M.P.3097/90