

Management and Cooperation Agreement between the Government of the Republic of Senegal and the Government of the Republic of Guinea-Bissau 14 October 1993

The Government of the Republic of Guinea-Bissau, on the one hand, and
The Government of the Republic of Senegal, on the other hand,
Desiring to develop further the good-neighbourly relations and cooperation between their countries, have agreed as follows:

Article 1

The parties hereto shall jointly exploit a maritime zone situated between the 268° and 220° azimuths drawn from Cape Roxo.

The respective territorial seas of Guinea-Bissau and Senegal shall be excluded from this joint exploitation zone. However, small-scale fishing from canoes shall be authorized within the zone and in those parts of the territorial seas lying between 268° and 220°.

Article 2

Resources produced from the exploitation of this zone shall be shared in the following proportions:

Fishery resources

50 per cent to Senegal;
50 per cent to Guinea-Bissau.

Resources of the continental shelf

85 per cent to Senegal;
15 per cent to Guinea-Bissau.

In the event of discovery of additional resources, these proportions shall be reviewed, having regard to the magnitude of such discoveries.

Article 3

Expenditure previously incurred by the Parties out of State funds for oil prospecting in the area shall be refunded to each Party in accordance with its percentage contribution, under such conditions and subject to such terms as shall be determined before the entry into force of this Agreement.

Article 4

The Parties agree to establish an International Agency for the exploitation of the zone.
The organization and operation of the said agency shall be the subject of a joint agreement to be reached within not more than twelve months after the signing of the present instrument.

Article 5

Upon its establishment, the Agency shall succeed Guinea-Bissau and Senegal with respect to the rights and obligations arising out of the agreements concluded by each of the States Parties relating to exploitation of the resources of the zone.

Article 6

By the present Agreement, the Parties shall pool the exercise of their respective rights, without prejudice to legal titles previously acquired by each of them and confirmed by judicial decisions, and without prejudice to claims previously formulated by them in respect of non- delimited areas.

Article 7

The present Agreement shall enter into force upon conclusion of the agreement concerning the establishment and functioning of the International Agency and with the exchange of instruments of ratification of both agreements by the States Parties.

Article 8

The present Agreement shall remain in force for a period of twenty years and shall be automatically renewable.

Article 9

Disputes concerning the present Agreement or the international agency shall be resolved initially by direct negotiations and, should these fail, after a period of six months, arbitration or by the International Court of Justice.

In the event of suspension of the present Agreement, or upon its expiry, the States Parties shall have recourse to direct negotiation, arbitration or the International Court of Justice in respect of any delimitations remaining unsettled.

DONE at Dakar on 14 October 1993.