

- (c) "project" means any Canadian co-operation project which falls within the purview of the co-operation program described in Article I and which receives funding from the Government of Canada;
- (d) "Canadian firm" means a Canadian or other non-Senegalese firm, institution or organization engaged in activities in Senegal within the framework of a project.

### ARTICLE III

- (a) In pursuance of the objectives of this Agreement, the Government of Canada and the Government of Senegal undertake to promote the execution of projects in Senegal.
- (b) With the exception of those projects mentioned in paragraph (e) of Article I, projects shall be the subject of subsidiary arrangements or loan agreements between the two Governments.
- (c) Unless specified otherwise, subsidiary arrangements concerning grants or contributions from the Government of Canada shall be considered administrative arrangements.
- (d) Loan agreements shall be formal undertakings between the two Governments and shall bind them under international law.
- (e) Projects mentioned in paragraph (e) of Article I shall be the subject of contribution agreements between the Government of Canada, through the intermediary of the Canadian International Development Agency, and the Canadian non-governmental organization concerned.

### ARTICLE IV

Unless otherwise indicated, the Government of Canada shall assume the responsibilities described in Annex "A" and the Government of Senegal shall assume those described in Annex "B" in respect of any project established under a subsidiary arrangement or a loan agreement between the two Governments. Annexes "A" and "B" shall be integral parts of this Agreement.

### ARTICLE V

The Government of Canada, Canadian firms and Canadian personnel shall not be held responsible for damages sustained by third parties or their property, or for losses of such property as a result of the execution of projects except to the extent that these damages or losses arise from gross negligence, fraud or criminal negligence on the part of Canadian firms or Canadian personnel.