

**IMPLEMENTATION OF THE AGREEMENT  
BETWEEN THE AGENCY AND THE  
DEMOCRATIC PEOPLE'S REPUBLIC OF KOREA  
FOR THE APPLICATION OF SAFEGUARDS IN  
CONNECTION WITH THE TREATY ON THE  
NON-PROLIFERATION OF NUCLEAR WEAPONS**

The General Conference,

- (a) Recalling the Board of Governors' resolutions GOV/2436 of 25 February 1993, GOV/2639 of 18 March 1993, GOV/2645 of 1 April 1993, GOV/2692 of 23 September 1993, GOV/2711 of 21 March 1994 and GOV/2742 of 10 June 1994 and General Conference resolutions GC(XXXVII)/RES/624 of 1 October 1993, GC(XXXVIII)/RES/16 of 23 September 1994 and GC(39)/RES/3 of 22 September 1995,
- (b) Noting the Director General's report contained in document GC(40)/16,
- (c) Recalling further resolution 825 (1993) adopted by the Security Council of the United Nations on 11 May 1993 and the 31 March 1994, 30 May 1994 and 4 November 1994 statements by the President of the United Nations Security Council, particularly the request to take all steps the Agency may deem necessary to verify full compliance by the Democratic People's Republic of Korea (DPRK) with its safeguards agreement with the Agency,
- (d) Noting that the DPRK has decided to remain a party to the Treaty on the Non-Proliferation of Nuclear Weapons and reaffirming that the IAEA-DPRK safeguards agreement (INFCIRC/403) under the Treaty remains binding and in force,
- (e) Noting also the stated intention of the DPRK to come into full compliance with the safeguards agreement and the continuing IAEA-DPRK discussions of outstanding safeguards issues,
- (f) Noting with regret that the progress in these discussions has been limited, and
- (g) Regretting the withdrawal of the DPRK from the Agency and expressing the hope that the DPRK will rejoin,
1. Strongly endorses the actions taken by the Board of Governors and commends the Director General and the Secretariat for their impartial efforts to implement the IAEA-DPRK safeguards agreement;
  2. Commends the Secretariat for its efforts to monitor the freeze of specified facilities in the DPRK as requested by the United Nations Security Council;
  3. Expresses concern over the continuing non-compliance of the DPRK with the IAEA-DPRK safeguards agreement and calls upon the DPRK to comply fully with that safeguards agreement;

4. Urges the DPRK to co-operate fully with the Agency in the implementation of the safeguards agreement and to take all steps the Agency may deem necessary to preserve all information relevant to verifying the accuracy and completeness of the DPRK's initial report on the inventory of nuclear material subject to safeguards until the DPRK comes into full compliance with its safeguards agreement; and

5. Decides to include in the agenda for its forty-first regular session an item entitled "Implementation of the agreement between the Agency and the Democratic People's Republic of Korea for the application of safeguards in connection with the Treaty on the Non-Proliferation of Nuclear Weapons".

Vote by roll-call: 79 votes to zero, with 8 abstentions<sup>\*/</sup>

In favour: Albania, Argentina, Australia, Austria, Bangladesh, Belgium, Bolivia, Brazil, Bulgaria, Canada, Chile, Colombia, Croatia, Cyprus, Czech Republic, Denmark, Ecuador, Egypt, Estonia, Ethiopia, Finland, France, Germany, Ghana, Greece, Hungary, Iceland, Indonesia, Ireland, Israel, Italy, Japan, Jordan, Kazakstan, Kenya, Republic of Korea, Kuwait, Liechtenstein, Lithuania, Luxembourg, Malaysia, Mexico, Monaco, Mongolia, Morocco, Myanmar, Namibia, Netherlands, New Zealand, Nicaragua, Nigeria, Norway, Paraguay, Peru, Philippines, Poland, Portugal, Qatar, Romania, Russian Federation, Saudi Arabia, Singapore, Slovakia, Slovenia, South Africa, Spain, Sri Lanka, Sweden, Switzerland, Thailand, Tunisia, Turkey, Ukraine, United Arab Emirates, United Kingdom, United States of America, Uruguay, Yemen, Zimbabwe.

Abstaining: China, Cuba, India, Islamic Republic of Iran, Lebanon, Libyan Arab Jamahiriya, Pakistan, Syrian Arab Republic.

*20 September 1996*

*Agenda item 20*

*GC(40)/OR.10, paras 1-4*

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<sup>\*/</sup> The delegation of Algeria subsequently informed the Secretariat that it would have abstained if it had been present at the time of the vote.