



International Atomic Energy Agency

GENERAL Distr.  
ENGLISH

# GENERAL CONFERENCE

Forty-fifth regular session  
Item 21 of the agenda  
(GC(45)/28)

## IMPLEMENTATION OF THE NPT SAFEGUARDS AGREEMENT BETWEEN THE AGENCY AND THE DEMOCRATIC PEOPLE'S REPUBLIC OF KOREA

Resolution adopted on 21 September 2001 during the ninth plenary meeting

The General Conference,

- (a) Recalling the Board of Governors' resolutions GOV/2636, GOV/2639, GOV/2645, GOV/2692, GOV/2711 and GOV/2742 and General Conference resolutions GC(XXXVII)/RES/624, GC(XXXVIII)/RES/16, GC(39)/RES/3, GC(40)/RES/4, GC(41)/RES/22, GC(42)/RES/2, GC(43)/RES/3 and GC(44)/RES/26,
- (b) Noting with concern the lack of substantive progress reflected in the Director General's report contained in document GC(45)/26 and his introductory statement of 10 September 2001 to the Board of Governors, while recognizing the resolution of some day-to-day problems,
- (c) Recalling further resolution 825 (1993) adopted by the Security Council of the United Nations on 11 May 1993 and 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 deems 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 is a party to the Treaty on the Non-Proliferation of Nuclear Weapons (NPT) and reaffirming that the IAEA-DPRK safeguards agreement (INFCIRC/403) under the NPT 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 on outstanding safeguards issues,
- (f) Noting with regret that in these discussions no substantive progress has been made on important issues including the preservation of information and that the DPRK has continued to restrict the implementation of important safeguard measures,

(g) Noting that additional factors, as described in the Director General's report contained in document GC(44)/16 and in his introductory statement of December 2000 to the Board of Governors, further underline the need for full and timely co-operation by the DPRK with the Agency in regard to the verification of the completeness and correctness of the DPRK's initial declaration,

(h) Regretting the withdrawal of the DPRK from the Agency, welcoming the DPRK's participation in recent events involving the Agency and expressing the hope that such participation will eventually lead the DPRK to rejoin the Agency,

(i) Welcoming the presentation by the Agency of a detailed proposal for the first concrete steps needed for the implementation of the generic requirements for the verification of the correctness and completeness of the DPRK's initial declaration and further welcoming the Secretariat's stated readiness to begin this work without delay, and

(j) Noting recent political developments in north-east Asia and expressing the hope that they will open the way to progress towards full implementation of the relevant agreements,

1. Strongly endorses 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. Recognizes the important role of the IAEA in monitoring the freeze of nuclear facilities in the DPRK and commends the Secretariat for its continuous efforts to monitor the freeze of specified facilities in the DPRK as requested by the United Nations Security Council;
3. Notes with continuing concern that, although the DPRK is a party to the NPT, the Agency continues to be unable to verify the correctness and completeness of the initial declaration of nuclear material made by the DPRK and is therefore unable to conclude that there has been no diversion of nuclear material in the DPRK;
4. Expresses deep concern over the continuing non-compliance of the DPRK with the IAEA-DPRK safeguards agreement;
5. Urges again the DPRK to comply fully with its safeguards agreement, including all steps the Agency deems necessary to preserve all information relevant to verifying the correctness and completeness of the DPRK's initial declaration;
6. Encourages strongly the DPRK to respond positively and at an early date to the Agency's detailed proposal for the first concrete steps needed for the implementation of the generic requirements for the verification of the correctness and completeness of the DPRK's initial declaration; and
7. Decides to remain seized of this matter and include in the agenda for its forty-sixth regular session an item entitled "Implementation of the NPT safeguards agreement between the Agency and the Democratic People's Republic of Korea".