

General Conference

GC(53)/INF/5

Date: 13 July 2009

General Distribution

Original: English

Fifty-third regular session

Item 13 of the provisional agenda
(GC(53)/1)

Amendment to Article XIV.A of the Statute

Report by the Director General

1. On 1 October 1999, in resolution GC(43)/RES/8 the General Conference, at its 43rd regular session, approved an amendment to Article XIV.A of the Agency's Statute. In 2004 the Secretariat submitted document GC(48)/INF/8 to the General Conference at its 48th regular session to inform Member States of progress in acceptance by Member States of the amendment and to reiterate the benefits of biennial budgeting.
2. By decisions GC(49)/DEC/13, GC(50)/DEC/11, GC(51)/DEC/14 and GC(52)/DEC/9, "the General Conference encourage[d] and urge[d] Member States that ha[d] not yet deposited an instrument of acceptance of this amendment to do so as soon as feasible in order to allow the benefits of biennial budgeting to be attained".
3. In this connection, the Agency's External Auditor recommended again in his report on the audit of the Agency's accounts for 2008 that "efforts be made by Member States to complete the ratification process" for acceptance of the amendment (paragraph 174 of document GC(53)/4 refers), repeating his previous recommendations on the audit of the Agency's accounts for 2004, 2005, 2006 and 2007.
4. Member States' attention is drawn to the fact that delay in the entry into force of the amendment has the following cost implications:
 - (a) if the shift from annual to biennial budgeting occurs after the roll out of the financial modules for the Agency-wide Information System for Programme Support (AIPS), there would be cost associated with changes to the AIPS software to accommodate this shift; and
 - (b) the current process for adopting annual budgets, even if the budget for the second year of a biennium is in the form of a budget update, requires effort and resources that could be utilized otherwise.
5. The purpose of this document is to provide an updated report to Member States on the progress made.

Progress Made towards Entry into Force

6. In accordance with Article XVIII.C(ii) of the Statute, two-thirds of all Member States of the Agency (i.e. ninety-nine States as of the date of this document) have to accept the amendment in order for it to enter into force. Since the report to the last regular session of the General Conference, the Agency has been informed by the depositary Government that one Member State has accepted the amendment. Consequently, the number of Member States that have accepted the amendment is forty-four.

7. Attached as an Annex is a list of those States whose acceptance of the amendment has been notified by the depositary Government to the Agency as of the date of this document.

**ACCEPTANCE OF AMENDMENT TO ARTICLE XIV.A
OF THE IAEA STATUTE
(As informed by the depositary Government)**

[As at 13 July 2009]

Member State	Date of Acceptance
1. Albania	26 September 2008
2. Algeria	13 June 2001
3. Argentina	29 May 2002
4. Austria	3 November 2006
5. Belarus	16 March 2001
6. Brazil	29 November 2007
7. Bulgaria	17 July 2003
8. Canada	15 September 2000
9. Croatia	3 November 2000
10. Czech Republic	9 April 2002
11. Finland	14 June 2000
12. France	2 May 2001
13. Germany	20 September 2001
14. Greece	15 June 2001
15. Holy See	2 February 2001
16. Hungary	18 October 2004
17. Iceland	4 April 2007
18. Iran, Islamic Republic of	22 October 2001
19. Ireland	29 November 2000
20. Italy	3 December 2002
21. Japan	29 June 2004
22. Kenya	2 April 2007
23. Korea, Republic of	11 February 2000
24. Latvia	8 December 2004
25. Liechtenstein	2 April 2001
26. Lithuania	6 December 2001
27. Luxembourg	14 September 2001
28. Malta	30 December 1999
29. Monaco	11 April 2001
30. Myanmar	7 May 2001

Member State

Date of Acceptance

31. Netherlands	12 March 2002
32. Pakistan	20 June 2000
33. Peru	14 October 2004
34. Poland	20 December 2001
35. Romania	26 June 2001
36. Slovakia	29 October 2002
37. Slovenia	3 April 2000
38. Spain	14 October 2004
39. Sweden	13 July 2001
40. Switzerland	24 August 2000
41. Tunisia	10 August 2006
42. Turkey	11 January 2006
43. Ukraine	12 February 2003
44. United Kingdom	2 January 2001