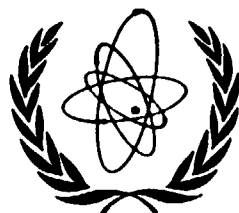


INF



International Atomic Energy Agency

INFORMATION CIRCULAR

IAEA INFCIRC/415,1
December 1992

GENERAL Distr.

Original: ENGLISH, FRENCH
and SPANISH

**COMMUNICATION RECEIVED FROM THE MEMBER STATES OF THE EUROPEAN COMMUNITY
REGARDING THE PROVISION OF CERTAIN ADDITIONAL INFORMATION ON
PRODUCTION, INVENTORIES AND INTERNATIONAL TRANSFERS OF
NUCLEAR MATERIAL AND ON EXPORTS OF CERTAIN RELEVANT
EQUIPMENT AND NON-NUCLEAR MATERIAL**

1. On 30 November 1992 the Director General received notes verbales from the Permanent Missions to the Agency of Belgium, Denmark, France, Germany, Greece, Ireland, Italy, Luxembourg, Netherlands, Portugal, Spain and the United Kingdom of Great Britain and Northern Ireland, relating to the provision of certain additional information on production, inventories and international transfers of nuclear material and on exports of certain relevant equipment and non-nuclear material. In the light of the request expressed at the end of each note verbale, the text of the note verbale is annexed hereto as attachment 1.

2. On the same day the Director General also received a note verbale dated 23 November 1992 from the Commission of the European Communities relating to the same subject. This note verbale is also annexed hereto as attachment 2 for the information of all Member States of the Agency.

9446224

92-05394

Note Verbale

The Permanent Mission of [Member State] to the International Atomic Energy Agency presents its compliments to the Director-General of the International Atomic Energy Agency and has the honour to refer to the discussion by the Board of Governors in June on the strengthening of Agency safeguards and to the Director-General's letter of 7 July inviting the Government of [Member State] to provide, on a voluntary basis, certain additional information on production, inventories and international transfers of nuclear material and on exports of certain relevant equipment and non-nuclear material, in order to assist the Agency in the discharge of its safeguards responsibilities.

The Government of [Member State] shares the resolve of its European Community partners and of the Board of Governors to take all appropriate measures which could lead to a more effective safeguards system and, after discussion with its European Community partners and the Commission of the European Community, has decided to assist the Agency by providing, on a regular basis, the information set out below. The Government expresses its expectation that the Agency's other Member States will give similar support.

Nuclear Material

With respect to concentrates of uranium and thorium and any material further processed from them which has not reached a composition and purity suitable for fuel fabrication or for isotopic enrichment, the Government of [Member State] will provide the following information:

- I. Notifications on all imports and exports for peaceful purposes to and from countries outside the European Community.

These will be provided to the Agency as quickly as possible after the transfer has been completed;

- II. Notifications at six-monthly intervals on total production of these materials of nuclear grade purity for civil purposes.

The Government of [Member State] has arranged with the Commission of the European Communities that both these notifications will be provided on the Governments's behalf by the Commission, in conformity with Community laws and procedures.

With respect to the Director-General's request for additional information on imports, exports and inventories of other nuclear material, the Government of [Member State] has decided to meet this request in the fullest manner possible. To this end, the Government of [Member State] has arranged with the Commission of the European Community that the Commission will provide the Agency, in conformity with Community laws and procedures and on the same timetable as other reports to the Agency, information which is collected under Regulation 3227/76 Euratom, but which is not required to be provided to the Agency under the terms of the Safeguards Agreement between the Government of [Member State], the Agency and Euratom.

Nuclear Equipment and Non-Nuclear Material

With respect to the request for information on the exports of certain nuclear equipment and specialised non-nuclear materials, the Government of [Member State] will provide regular notifications to the Agency, within 60 days of the end of each quarter setting out, subject to national law and any confidentiality requirements that may apply, the items listed in Annex B to INFCIRC/254/Rev.1/Part 1 a licence for whose export to a country outside the European Community has been approved, together with the country of destination, the name of the consignee, and the declared end-use. The Government of [Member State] will also inform the governments of the countries of destination mentioned of the issues of those licences.

The information to be provided will cover the period beginning on 1 January 1993.

The Government of [Member State] would be grateful for the Director-General's confirmation that:

- Information provided to the Agency in consequence of this offer will not be regarded as supplied under the terms of the Safeguards Agreement between the Government of [Member State], the Agency and Euratom;

- Information supplied in consequence of this offer will not therefore be subject to routine verification under the terms of the Safeguards Agreement between the Government of [Member State], the Agency and Euratom (INFCIRCS/193/263/290);

- Information supplied in consequence of this offer will be treated with the same confidentiality as information supplied under a Safeguards Agreement.

The Government of [Member State] requests the Director-General to circulate the text of this Note to all Member Governments for their information and as a demonstration of continuing support by the Government of [Member State] for the Agency's non-proliferation objectives and safeguards activities.

The Permanent Mission of [Member State] avails itself of this opportunity to renew to the Director-General of the International Atomic Energy Agency the assurances of its highest consideration.

DELEGATION OF THE COMMISSION OF THE EUROPEAN COMMUNITIES

Vienna, 23 November 1992

Note Verbale to Mr. Hans Blix, Director General
of the International Atomic Energy Agency,
on Extended Reporting

The Commission of the European Communities presents its compliments to the Director General of the International Atomic Energy Agency and has the honour to refer to the discussion by the Board of Governors in June of the strengthening of Agency Safeguards and to the Director General's letter of 7 July to the Commission of the European Communities concerning the invitation to provide, on a voluntary basis, certain additional information on production, inventories and international transfers of nuclear material and on exports of certain relevant equipment and non-nuclear material, in order to assist the Agency in the discharge of its safeguards responsibilities.

The Commission of the European Communities shares the resolve of European Community Member States and of the Board of Governors to take all appropriate measures which could lead to a more effective safeguards system and, at the request of the Member States of the European Community, will assist the Agency by providing on behalf of all the Member States of the Community, on a regular basis, the information set out in the Annex, which reflects the relevant parts of separate Notes Verbales which the Commission understands are being sent to the Agency by the Member States of the European Community.

The Commission of the European Communities would be grateful for the Director General's confirmation that:

- information provided to the Agency in consequence of this offer will not be regarded as supplied under the terms of the Safeguards Agreements between the Member States of the Community, Euratom and the Agency.
- information supplied in consequence of this offer will not therefore be subject to routine verification under the terms of the Safeguards Agreement between the Member States of the Community, Euratom and the Agency (INFCIRCS/193/263/290).
- information supplied in consequence of this offer will be treated with the same confidentiality as information supplied under such Safeguards Agreements.

The Commission of the European Communities requests the Director General to circulate the text of this note to all Member Governments for their information and as a demonstration of continuing support for the Agency's non-proliferation objectives and safeguards activities.

The Commission of the European Communities avails itself of this opportunity to renew to the Agency the assurances of its highest consideration.



ANNEX

1. With respect to concentrates of uranium and thorium ores and any material further processed from them which has not reached a composition and purity suitable for fuel fabrication or for isotopic enrichment, the Commission will, on behalf of Member States of the Community, provide the following information:

- i) notifications on all imports and exports for peaceful purposes to and from countries outside the European Community; these will be provided to the Agency as quickly as possible after the transfer has been completed;
- ii) notifications at six monthly intervals on total production of these materials of nuclear grade purity for civil purposes.

Following arrangements between Community Member States and the Commission of the European Communities, both these notifications will be provided on the Member States' behalf by the Commission, in conformity with Community laws and procedures.

2. With respect to the Director General's request for additional information on imports, exports and inventories of other nuclear material, the Commission shares the wish of the Member States to meet this request in the fullest manner possible. To this end, the Member States of the Community and the Commission of the European Communities have agreed that the Commission will provide to the Agency, in conformity with Community laws and procedures and on the same timetable as other reports to the Agency, relevant information which is collected under Regulation (Euratom) no.3227/76, but which is not required to be provided to the Agency under the terms of the Safeguards Agreements between the Member States of the Community, Euratom and the Agency.
3. The information to be provided will cover the period from 1 January 1993.