



International Atomic Energy Agency  
**INFORMATION CIRCULAR**

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THE TEXTS OF THE INSTRUMENTS CONCERNING THE AGENCY'S  
ASSISTANCE TO CHILE FOR THE ESTABLISHMENT OF  
A RESEARCH REACTOR PROJECT

Extensions of lease under the Supply Agreement and  
a Title Transfer Agreement

1. On 25 February 1971 and again on 16 January 1974 the Agency and the Governments of Chile and the United States of America extended by letters of agreement the date set in Section 4 of the Supply Agreement reproduced in document INFCIRC/137 for the termination of Chile's lease of the enriched uranium to which that Agreement applied; on the second occasion the extension ran until 31 December 1974.
2. On that date a Title Transfer Agreement [1] between the three Parties covering the enriched uranium in question entered into force, the text of which is reproduced herein for the information of all Members.

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[1] The footnotes to the text have been added in the present information circular.

## TITLE TRANSFER AGREEMENT

CONTRACT FOR THE TRANSFER OF TITLE TO ENRICHED URANIUM  
FOR A RESEARCH REACTOR IN CHILE

WHEREAS the Government of Chile (hereinafter called "Chile"), in connection with the establishment of a research project for peaceful purposes consisting of a HERALD-type reactor (hereinafter called the HERALD reactor), has obtained the assistance of the International Atomic Energy Agency (hereinafter called the "Agency") in securing the special fissionable material therefor, pursuant to the approval of the project by the Board of Governors of the Agency on 30 September 1969;

WHEREAS the Agency and the Government of the United States of America (hereinafter called the "United States") on 11 May 1959 concluded an Agreement for Co-operation (hereinafter called the "Co-operation Agreement")<sup>[2]</sup>, under which the United States undertook to make available to the Agency pursuant to its Statute certain quantities of special fissionable material;

WHEREAS the Agency, Chile and the United States Atomic Energy Commission (hereinafter called the "Commission"), acting on behalf of the United States, on 19 December 1969 concluded a contract for the lease of enriched uranium for the HERALD reactor (hereinafter called the "Supply Agreement"), and the Agency and Chile on that day concluded an agreement relating to the project (hereinafter called the "Project Agreement")<sup>[3]</sup>;

WHEREAS Chile, desiring to obtain title to portions of the enriched uranium previously leased to it to facilitate the operation of the HERALD reactor, has requested the Agency's assistance in acquiring title to such portions of the uranium;

WHEREAS, in order to assist and encourage research on peaceful uses or for medical therapy, the United States has, in each calendar year, offered to distribute to the Agency, free of charge, special fissionable material of a value of up to US \$50 000 at the time of transfer, to be supplied from the amounts specified in Article II.A of the Co-operation Agreement; and

WHEREAS the United States has found the project to which this Contract relates eligible under the gift offers for the calendar years 1969, 1970 and 1972 to the extent of US \$23 662, \$24 000 and \$9270, respectively;

NOW, THEREFORE, the Agency, Chile and the Commission hereby agree as follows:

## ARTICLE I

## Transfer of Title to Enriched Uranium

Subject to the provisions of the Co-operation Agreement, the Commission hereby transfers without charge to the Agency, the Agency accepts from the Commission and retransfers without charge to Chile, and Chile accepts from the Agency, subject to the provisions of the Project Agreement, title to the following material (hereinafter called the "supplied material"):

[2] Reproduced in document INFCIRC/5, part III; amendments to the agreement are reproduced in document INFCIRC/5/Mod.1.

[3] Reproduced in documents INFCIRC/137 and Corr.1, parts I and II respectively.

<u>Material</u>	<u>Calendar Year of Gift</u>	<u>Value at Time of Gift</u>
1 - 2665 grams of 80% uranium	1969	\$ 23 662
2 - 2703 grams of 80% uranium	1970	24 000
3 - 919 grams of 80% uranium	1972	9 270

The supplied material constitutes a portion of the enriched uranium leased by the Commission to Chile under the Supply Agreement and is at present located at the Chilean National Nuclear Centre, La Reina, near Santiago.

## ARTICLE II

### Responsibility

1. Neither the Agency nor any person acting on its behalf shall at any time bear any responsibility towards Chile or any person claiming through Chile for the safe handling and the use of the supplied material.

2. Neither the United States, nor the Commission, nor any person acting on behalf of the Commission shall bear any responsibility for the safe handling and the use of the supplied material.

## ARTICLE III

### Officials not to Benefit

No Member of the Congress of the United States of America or Resident Commissioner of the United States of America shall be admitted to or share any part of this Contract or any benefit that may arise therefrom.

## ARTICLE IV

### Entry into Force

This Contract shall enter into force upon signature by or for the Director General of the Agency and by the authorized representatives of Chile and the Commission.

DONE in Vienna, on the 31st day of December 1974, in triplicate in the English and Spanish languages, the texts in both languages being equally authentic.

For the INTERNATIONAL ATOMIC ENERGY AGENCY:

(signed) Sigvard Eklund

For the GOVERNMENT OF CHILE:

(signed) Ramon Valdes Martinez

For the UNITED STATES ATOMIC ENERGY COMMISSION  
on behalf of the GOVERNMENT OF THE UNITED  
STATES OF AMERICA:

(signed) Allan M. Labowitz