

Information Circular

INFCIRC/190/Mod.1

Date: 2 July 2007

General Distribution

Original: English

Agreement between Mauritius and the Agency for the Application of Safeguards in Connection with the Treaty on the Non-Proliferation of Nuclear Weapons

An agreement by exchange of letters with the Republic of Mauritius in connection with the amendment of Article 15 of the Safeguards Agreement

1. Through the attached Exchange of Letters, Article 15 of the Agreement between Mauritius and the International Atomic Energy Agency for the Application of Safeguards in Connection with the Treaty on the Non-Proliferation of Nuclear Weapons¹ has been amended to read as follows:

“The Government of Mauritius and the Agency will bear the expenses incurred by them in implementing their respective responsibilities under this Agreement. However, if the Government of Mauritius or persons under its jurisdiction incur extraordinary expenses as a result of a specific request by the Agency, the Agency shall reimburse such expenses provided that it has agreed in advance to do so. In any case the Agency shall bear the cost of any additional measuring or sampling which inspectors may request.”

2. Pursuant to the terms of the agreement reflected in the Exchange of Letters, the amendment to the Safeguards Agreement entered into force on 5 July 2006, the date on which the Agency received the affirmative letter from Mauritius.

¹ Reproduced in document INFCIRC/190.



Minister of Foreign Affairs, International Trade and Cooperation

Republic of Mauritius

My Ref.: TS/M/25/2

22 June 2006

Sir,

I have the honour to refer to the IAEA's letter of 30 October 2003, which reads as follows:

I have the honour to refer to the decision of the Board of Governors of the International Atomic Energy Agency (IAEA) of 18 March 2003, which authorised the Secretariat of the IAEA to amend, where applicable, Article 15 of INFCIRC/153 (Corrected) type safeguards agreements, through an exchange of letters, in order to correctly reflect a change in Membership status.

Mauritius' comprehensive safeguards agreement with the Agency (INFCIRC/190) entered into force on 31 January 1973. Since Mauritius was not a Member State of the Agency at that time, Article 15 of the Agreement provides, in relevant part, that "The Government of Mauritius shall fully reimburse to the Agency the safeguards expenses which the Agency incurs under this Agreement".

In order to correctly reflect Mauritius' status as a member of the IAEA, and in accordance with earlier consultations, I should like to propose that Article 15 be amended to read:

"15. The Government of Mauritius and the Agency will bear the expenses incurred by them in implementing their respective responsibilities under this Agreement. However, if the Government of Mauritius or persons under its jurisdiction incur extraordinary expenses as a result of a specific request by the Agency, the Agency shall reimburse such expenses provided that it has agreed in advance to do so. In any case the Agency shall bear the cost of any additional measuring or sampling which inspectors may request."

It is the Secretariat's understanding that Mauritius concurs with this proposal. If that is the case, this letter and your affirmative reply shall constitute an agreement between Mauritius and the IAEA, which shall enter into force on the date that the Agency receives that reply."

In this regard, I am pleased to inform you that the Government of Mauritius accepts the aforementioned terms.

Accept, Sir, the assurances of my highest consideration.

A handwritten signature in black ink, appearing to read 'Dulloo', with a long horizontal flourish extending to the right.

Madan M. Dulloo
Minister

Mr. Mohamed ElBaradei
Director General
IAEA Vienna



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INTERNATIONAL ATOMIC ENERGY AGENCY
AGENCE INTERNATIONALE DE L'ÉNERGIE ATOMIQUE
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PRIERE DE RAPPELER LA REFERENCE

DIAL DIRECTLY TO EXTENSION
COMPOSER DIRECTEMENT LE NUMERO DE POSTE

2003-10-30

Sir,

I have the honour to refer to the decision of the Board of Governors of the International Atomic Energy Agency (the Agency) of 18 March 2003 which, *inter alia*, authorised the Secretariat of the IAEA to amend, through an exchange of letters with Mauritius, Article 15 of the Safeguards Agreement between Mauritius and the Agency (INFCIRC/190) in order to correctly reflect a change in membership status.

The Safeguards Agreement entered into force on 31 January 1973. Since Mauritius was not a Member State of the Agency at that time, Article 15 of the Agreement provided, in relevant part, that "The Government of Mauritius shall fully reimburse to the Agency the safeguards expenses which the Agency incurs under this Agreement".

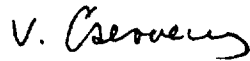
In order to correctly reflect Mauritius' status as a member of the IAEA, and in accordance with earlier consultations, I should like to propose that Article 15 be amended to read:

"15. Mauritius and the Agency will bear the expenses incurred by them in implementing their respective responsibilities under this Agreement. However, if Mauritius or persons under its jurisdiction incur extraordinary expenses as a result of a specific request by the Agency, the Agency shall reimburse such expenses provided that it has agreed in advance to do so. In any case the Agency shall bear the cost of any additional measuring or sampling which inspectors may request."

H.E. Mr. Jaynarain Meetoo
Ambassador
Resident Representative of Mauritius
to the International Atomic Energy Agency
7-9 Chemin Louis Dunant
CH-1202 Geneva
Switzerland

It is the Secretariat's understanding that Mauritius concurs with this proposal. If that is the case, this letter and your affirmative reply shall constitute an agreement between Mauritius and the IAEA, which shall enter into force on the date that the Agency receives that reply.

Accept, Sir, the assurances of my highest consideration.



Vilmos Cserveny

Director

Office of External Relations and
Policy Co-ordination

for DIRECTOR GENERAL