

## The Text of the Agreement of 23 August 1973 between Ghana 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 Ghana to rescind the Protocol to the Safeguards Agreement**

1. The text of the Exchange of Letters, constituting an agreement to rescind the Protocol<sup>1</sup> to the Agreement of 23 August 1973 between the Government of the Republic of Ghana and the International Atomic Energy Agency for the Application of Safeguards in Connection with the Treaty on the Non-Proliferation of Nuclear Weapons<sup>2</sup>, is reproduced in this document for the information of all Member States of the Agency.

2. The rescission agreed upon in the Exchange of Letters entered into force on 24 February 2012, the date on which the Agency received Ghana's affirmative reply.

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<sup>1</sup> Referred to as the "Small Quantities Protocol".

<sup>2</sup> Reproduced in document INFCIRC/226.

In Case of reply the  
number and date of this  
letter should be quoted

TEL: 233 302 201000 - 5  
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My Ref. No. **UN/IAEA**.....

Your Ref. No. ....



REPUBLIC OF GHANA

MINISTRY OF FOREIGN AFFAIRS  
AND REGIONAL INTEGRATION,  
P. O. BOX M 53,  
ACCRA, GHANA.

DATE:.....**18<sup>TH</sup> JANUARY, 2012**.....

**RESCISSION OF GHANA'S SMALL QUANTITIES PROTOCOL  
TO ITS SAFEGUARDS AGREEMENT**

I have the honour to refer to the Agreement between the Ghana Government and the International Atomic Energy Agency (IAEA) for the Application of Safeguards in connection with the Treaty on the Non-Proliferation of Nuclear Weapons (hereinafter referred to as the "Safeguards Agreement") and Protocol thereto, which entered into force on 17<sup>th</sup> February 1975, as well as to the decision of the IAEA Board of Governors of 20<sup>th</sup> September, 2005 related to such protocols.

2. As you are aware, Ghana's nuclear programme has developed over the years and the country has been operating a research reactor containing nuclear material since 1995. Consequently, the existing Small Quantities Protocol (SQP) concluded in connection with Ghana's Safeguards Agreement is no longer operational. Ghana is, therefore, no longer eligible for an SQP, under the modified criteria.

3. In accordance with the decision of the IAEA Board of Governors of 20<sup>th</sup> September, 2005 related to such protocols, Ghana writes to rescind the SQP. This affirmative reply constitutes an agreement between the Government of Ghana and IAEA to rescind Ghana's SQP.

4. Please accept, Sir, the assurances of my highest consideration.

**ALHAJI MUHAMMAD MUMUNI**  
HON. MINISTER FOR FOREIGN AFFAIRS AND  
REGIONAL INTEGRATION

**H. E. MR. YUKIYA AMANO**  
DIRECTOR-GENERAL  
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**IAEA**

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الوكالة الدولية للطاقة الذرية

国际原子能机构

International Atomic Energy Agency

Agence internationale de l'énergie atomique

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H. E. Mr. Kwame Bawuah-Eidusei

Ambassador

Resident Representative of Ghana to the IAEA

56, rue de Moillebeau

CH-1209 Geneva, Switzerland

2006-10-09

Sir,

I have the honour to refer to the Agreement between your Government and the International Atomic Energy Agency (IAEA) for the Application of Safeguards in Connection with the Treaty on the Non-Proliferation of Nuclear Weapons (hereinafter referred to as the "Safeguards Agreement") and Protocol thereto, which entered into force on 17 February 1975, as well as to the decision of the IAEA Board of Governors of 20 September 2005 related to such protocols.

In his report entitled "Strengthening Safeguards Implementation in States with Small Quantities Protocols" (GOV/2005/33, dated 13 May 2005), the IAEA Director General drew the Board of Governors' attention to the IAEA's limited authority to verify nuclear material and activities in States with Small Quantities Protocols (SQPs). The Board agreed with the Director General's assessment and, on the basis of the Director General's report, concluded that the SQP in its present form was a weakness in the IAEA's safeguards system. It decided that the SQP should remain part of the IAEA's safeguards system, subject to the modifications in the standardized text, and the change in the criteria for an SQP, as proposed in the Director General's report.

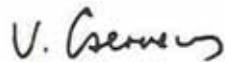
In accordance with the modified criteria, as contemplated in paragraph 7 of GOV/2005/33, States with planned or existing facilities are no longer eligible for an SQP. The Board authorized the Director General to conclude exchanges of letters giving effect to the modified criteria, and called upon the States concerned to conclude such exchanges of letters as soon as possible.

While the existing SQP concluded in connection with Ghana's Safeguards Agreement is no longer operational, owing to the fact that your country has a facility containing nuclear material, we are nevertheless charged to implement the Board's decision in this regard. Since, under the modified criteria, Ghana is no longer eligible for an SQP, it is therefore proposed, in accordance with the decision of the Board of Governors, to rescind that SQP.

If this proposal is acceptable to your Government, this letter and your Government's affirmative reply shall constitute an agreement between Ghana and the IAEA to rescind Ghana's SQP. Such rescission would be effective on the date that the IAEA receives that reply.

This letter replaces my earlier letter of 14 December 2005.

Accept, Sir, the assurances of my highest consideration.



Vilmos Cserevny

Director  
Office of External Relations  
and Policy Coordination

for DIRECTOR GENERAL