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## Agreement of 30 January 1973 between Morocco 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 Kingdom of Morocco 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 between the Government of the Kingdom of Morocco 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 15 November 2007, the date on which the Agency received Morocco's affirmative reply.

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

<sup>2</sup> Reproduced in document INFCIRC/228.

Permanent Mission of the Kingdom of Morocco to the  
international organizations in Vienna

Vienna, 14 November 2007

Sir,

I have the honour of acknowledging receipt of your letter of 10 October 2006 which read as follows:

“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 18 February 1975, as well as to the decisions 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 Morocco’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, Morocco is no longer eligible for an SQP, it is therefore proposed, in accordance with the decision of the Board of Governors, to abrogate that SQP.

“If this proposal is acceptable to your Government, this letter and your Government’s affirmative reply shall constitute an agreement between Morocco and the IAEA to abrogate Morocco’s SQP. Such abrogation would be effective on the date that the IAEA receives that reply.

“This letter replaces my earlier letter of 12 December 2005.”

Director General  
International Atomic Energy Agency  
Vienna

In response, I have the honour of confirming to you that the Government of the Kingdom of Morocco agrees to consider the small quantities protocol (SQP) to the safeguards agreement, which was signed on 30 January 1973 and which entered into force on 18 February 1975, abrogated on the date that the IAEA receives this letter.

(signed) Omar ZNIBER  
Ambassador

For the GOVERNMENT OF THE KINGDOM OF  
MOROCCO  
The Resident Representative of the Kingdom of  
Morocco to the International Atomic Energy  
Agency

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Agence internationale de l'énergie atomique

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H. E. Mr. Omar Zniber

Ambassador

Resident Representative of Morocco to the IAEA

Opernring 3-5/1/4

A-1010 Vienna

2006-10-10

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 18 February 1975, as well as to the decisions 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 Morocco'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, Morocco 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 Morocco and the IAEA to rescind Morocco's SQP. Such rescission would be effective on the date that the IAEA receives that reply.

This letter replaces my earlier letter of 12 December 2005.

Accept, Sir, the assurances of my highest consideration.

Vilmos Cserveny

Director  
Office of External Relations  
and Policy Coordination

for DIRECTOR GENERAL