

International Atomic Energy Agency

INFORMATION CIRCULAR

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AGREEMENT OF 1 JULY 1986 BETWEEN ALBANIA AND THE AGENCY FOR THE APPLICATION OF SAFEGUARDS TO ALL NUCLEAR ACTIVITIES OF ALBANIA

An agreement by exchange of letters of 31 October and 28 November 2002 with the Republic of Albania in connection with the Treaty on the Non-Proliferation of Nuclear Weapons

1. The text of the Exchange of Letters is reproduced in this document for the information of all Members. This Exchange of Letters constitutes an agreement confirming that:
 - the Comprehensive Safeguards Agreement¹ that entered into force on 25 March 1988, concluded between the Republic of Albania and the IAEA, satisfies the obligation of Albania under Article III of the Treaty on the Non-Proliferation of Nuclear Weapons (NPT);
 - the safeguards set forth in the Comprehensive Safeguards Agreement shall also apply, as regards Albania, in connection with the NPT;
 - notwithstanding Article 25 of the SGA, the Comprehensive Safeguards Agreement shall remain in force as long as Albania is party to the NPT.
2. The agreement reflected in the Exchange of Letters was approved by the Board of Governors on 28 November 2002 and, pursuant to its terms, entered into force on that date.

¹ Reproduced in document INFCIRC/359.



REPUBLIC OF ALBANIA
DEPUTY PRIME MINISTER
MINISTER OF FOREIGN AFFAIRS

Tirana, on 31 October 2002

Mr. Director General,

The Albanian Government strongly supports the efforts of the International Atomic Energy Agency in the promotion of peaceful uses of nuclear energy in the service of its Member States. The IAEA Technical Cooperation Programme, in which Albania actively participates, has proven to be very effective in responding to the needs and priorities of Albania in a number of important fields.

Albania is a party to the NPT, article III of which provides, *inter alia*, that "Each non-nuclear weapon State party to the Treaty undertakes to accept safeguards, as set forth in an agreement to be negotiated and concluded with the IAEA ..."

Before becoming party to the NPT, Albania concluded a *sui generis* comprehensive safeguards agreement that entered in force on 25 March 1988 (INFCIRC/359). Albania wishes to move ahead with the fulfillment of all its commitments and obligations with the IAEA, including the signing and ratification of a protocol additional to its comprehensive safeguards agreement.

In view of the above, I would like to propose the following:

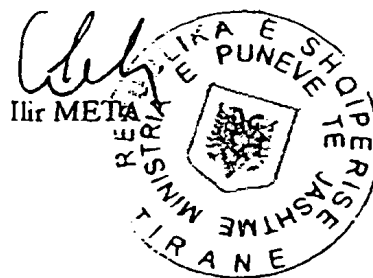
1. Albania and the IAEA consider that the Comprehensive Safeguards Agreement satisfies the obligation of Albania under Article III of the NPT.
2. Albania and the IAEA agree that the safeguards set forth in the Comprehensive Safeguards Agreement shall also apply, as regards Albania, in connection with the NPT.
3. Notwithstanding Article 25 of the SGA, the Comprehensive Safeguards Agreement shall remain in force as long as Albania is party to the NPT.

H.E.Mr. Mohamed ElBaradei
Director General
I A E A
Wagramerstrasse, 5
P.O. Box 100
A-1400 Vienna
AUSTRIA

This proposal, as contained in the paragraphs 1 to 3 above shall, subject to a decision of the Board of Governors of the IAEA and your affirmative reply thereto, constitute an agreement between the Government of Albania and the IAEA, which shall enter into force on the date of the approval by the Board of Governors.

On behalf of the Government of Albania, I wish to reiterate Albania's commitment to proceed with the relevant steps leading to the signing and ratification of the Additional Protocol. Any suggestion on the part of the IAEA with regard to starting up and finalizing this process as soon as possible would be highly appreciated.

Accept, Mr. Director General, the assurance of my highest consideration.





الوكالة الدولية للطاقة الذرية

国际原子能机构

INTERNATIONAL ATOMIC ENERGY AGENCY
AGENCE INTERNATIONALE DE L'ÉNERGIE ATOMIQUE
МЕЖДУНАРОДНОЕ АГЕНТСТВО ПО АТОМНОЙ ЭНЕРГИИ
ORGANISMO INTERNACIONAL DE ENERGÍA ATÓMICA

WAGRAMER STRASSE 5, P.O. BOX 100, A-1400 VIENNA, AUSTRIA

TELEPHONE: (+43 1) 2600, FACSIMILE: (+43 1) 26007, E-MAIL: Official.Mail@iaea.org, INTERNET: www.iaea.org

IN REPLY PLEASE REFER TO
PRIERE DE RAPPELER LA REFERENCE
231.M1.25

DIAL DIRECTLY TO EXTENSION
COMPOSER DIRECTEMENT LE NUMERO DE POSTE
21522

2002-11-28

Sir,

I have the honour to refer to your letter of 31 October 2002, which reads as follows:

"The Albanian Government strongly supports the efforts of the International Atomic Energy Agency in the promotion of peaceful uses of nuclear energy in the service of its Member States. The IAEA Technical Cooperation Programme, in which Albania actively participates, has proven to be very effective in responding to the needs and priorities of Albania in a number of important fields.

Albania is a party to the NPT, article III of which provides, inter alia, that "Each non-nuclear weapon State party to the Treaty undertakes to accept safeguards, as set forth in an agreement to be negotiated and concluded with the IAEA ..."

Before becoming party to the NPT, Albania concluded a sui generis comprehensive safeguards agreement that entered in force on 25 March 1988 (INFCIRC/359). Albania wishes to move ahead with the fulfilment of all its commitments and obligations with the IAEA, including the signing and ratification of a protocol additional to its comprehensive safeguards agreement.

In view of the above, I would like to propose the following:

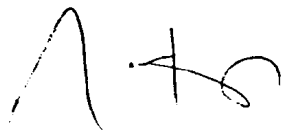
- 1. Albania and the IAEA consider that the Comprehensive Safeguards Agreement satisfies the obligation of Albania under Article III of the NPT.*
- 2. Albania and the IAEA agree that the safeguards set forth in the Comprehensive Safeguards Agreement shall also apply, as regards Albania, in connection with the NPT.*
- 3. Notwithstanding Article 25 of the SGA, the Comprehensive Safeguards Agreement shall remain in force as long as Albania is party to the NPT.*

H.E. Mr. Ilir Meta
Deputy Prime Minister
Minister for Foreign Affairs
Ministry of Foreign Affairs
Tirana
Republic of Albania

This proposal, as contained in the paragraphs 1 to 3 above shall, subject to a decision of the Board of Governors of the IAEA and your affirmative reply thereto, constitute an agreement between the Government of Albania and the IAEA, which shall enter into force on the date of the approval by the Board of Governors."

In this regard, I am pleased to inform you that the Board of Governors of the International Atomic Energy Agency has approved the aforementioned terms and instructed the Director General to enter into an agreement on the basis of this exchange of letters. The date of entry into force shall be 28 November 2002, which is the date of the approval by the Board of Governors.

Accept, Sir, the assurances of my highest consideration.

A handwritten signature in black ink, consisting of a large, stylized 'M' followed by a series of loops and a final horizontal stroke.

Mohamed ElBaradei
Director General