

No. 5935

**INTERNATIONAL ATOMIC ENERGY AGENCY
and
YUGOSLAVIA**

**Agreement (with annexes) for assistance by the Agency to
Yugoslavia in establishing a research reactor project.
Signed at Vienna, on 4 October 1961**

Official text : English.

Registered by the International Atomic Energy Agency on 6 November 1961.

**AGENCE INTERNATIONALE DE L'ÉNERGIE ATOMIQUE
et
YOUUGOSLAVIE**

**Accord (avec annexes) relatif à l'aide de l'Agence à la You-
goslavie pour un réacteur de recherche. Signé à Vienne,
le 4 octobre 1961**

Texte officiel anglais.

Enregistré par l'Agence internationale de l'énergie atomique le 6 novembre 1961.

No. 5935. AGREEMENT¹ BETWEEN THE INTERNATIONAL ATOMIC ENERGY AGENCY AND THE GOVERNMENT OF THE FEDERAL PEOPLE'S REPUBLIC OF YUGOSLAVIA FOR ASSISTANCE BY THE AGENCY TO YUGOSLAVIA IN ESTABLISHING A RESEARCH REACTOR PROJECT. SIGNED AT VIENNA, ON 4 OCTOBER 1961

WHEREAS the Government of the Federal People's Republic of Yugoslavia (hereinafter called « Yugoslavia »), desiring to set up a project for research on, and development and practical application of, atomic energy for peaceful purposes, has requested the assistance of the International Atomic Energy Agency (hereinafter called the « Agency ») in securing a training and research reactor which Yugoslavia desires to purchase from a particular manufacturer in the United States of America (hereinafter called the « Manufacturer »), and in securing the special fissionable material necessary for that reactor ; and

WHEREAS the Board of Governors of the Agency has approved the project on 7 April 1961 ; and

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-operation² (hereinafter called the « Co-operation Agreement »), under which the United States undertook to make available to the Agency pursuant to the Statute of the Agency³ certain quantities of special fissionable material, and also undertook, subject to various applicable provisions and license requirements, to permit, upon request of the Agency, persons under the jurisdiction of the United States to make arrangements to transfer and export material, equipment or facilities for a Member of the Agency in connection with an Agency project ; and

WHEREAS the Agency, Yugoslavia and the United States Atomic Energy Commission acting on behalf of the United States are this day concluding a contract for the transfer of enriched uranium for the research reactor (hereinafter called the « Supply Agreement ») ;⁴

NOW THEREFORE the Agency and Yugoslavia hereby agree as follows :

¹ Came into force on 4 October 1961, upon signature, in accordance with article VIII.

² United Nations, *Treaty Series*, Vol. 339, p. 359.

³ United Nations, *Treaty Series*, Vol. 276, p. 3 ; Vol. 293, p. 359 ; Vol. 312, p. 427 ; Vol. 316, p. 387 ; Vol. 356, p. 378 ; Vol. 394, p. 276, and Vol. 407.

⁴ See p. 209 of this volume.

Article I

DEFINITION OF THE PROJECT

Section 1. The project to which this Project Agreement relates is a 100-kilowatt Triga Mark II training and research reactor, and its associated facilities, to be operated by the Nuclear Institute "Jožef Stefan" at Ljubljana, Yugoslavia.

Article II

SUPPLY OF A REACTOR AND SPECIAL FISSIONABLE MATERIAL

Section 2. The Agency undertakes that, pursuant to Article IV of the Co-operation Agreement, it will request the United States to permit the transfer and export to Yugoslavia of a 100-kilowatt Triga Mark II reactor together with components and spare parts (hereinafter called the "reactor") manufactured in accordance with a contract between Yugoslavia and the Manufacturer.

Section 3. The Agency hereby allocates to the project described in Article I, and provides to Yugoslavia enriched uranium (hereinafter called the "supplied material") pursuant to the terms of the Supply Agreement, which constitutes an integral part of this Agreement to the extent that it creates rights and obligations between the Agency and Yugoslavia.

Article III

SHIPMENT OF THE SUPPLIED MATERIAL

Section 4. Any shipment of the supplied material arranged for by Yugoslavia while the supplied material is in its possession shall be in the custody of a licensed public carrier selected for that purpose by Yugoslavia or shall be accompanied by a responsible person designated by Yugoslavia.

Section 5. In arranging for shipment of the supplied material, Yugoslavia shall ensure, as far as possible, the observance of the Agency's Regulations for the Safe Transport of Radioactive Materials.

Article IV

AGENCY SAFEGUARDS AGAINST DIVERSION

Section 6. Yugoslavia agrees that the reactor and the supplied material, and any special fissionable material produced by their use, shall not be used in such a way as to further any military purpose.

Section 7. It is hereby agreed and specified that the rights and responsibilities provided for in Article XII.A of the Statute of the Agency are relevant to the project, provided that paragraphs 1-6 of that Article shall be implemented in accordance with