

No. 27462

**AUSTRALIA
and
EGYPT**

**Agreement concerning cooperation in the peaceful uses of
nuclear energy and the transfer of nuclear material be-
tween Australia and the Arab Republic of Egypt (with
annexes). Signed at Cairo on 18 February 1988**

Authentic texts: English and Arabic.

Registered by Australia on 30 July 1990.

**AUSTRALIE
et
ÉGYPTE**

**Accord relatif à la coopération en vue de l'utilisation de
l'énergie nucléaire à des fins pacifiques et du transfert
de matériel nucléaire entre l'Australie et la République
arabe d'Égypte (avec annexes). Signé au Caire le 18 fé-
vrier 1988**

Textes authentiques : anglais et arabe.

Enregistré par l'Australie le 30 juillet 1990.

AGREEMENT¹ BETWEEN THE GOVERNMENT OF AUSTRALIA
AND THE GOVERNMENT OF THE ARAB REPUBLIC OF
EGYPT CONCERNING COOPERATION IN THE PEACEFUL
USES OF NUCLEAR ENERGY AND THE TRANSFER OF NU-
CLEAR MATERIAL BETWEEN AUSTRALIA AND THE ARAB
REPUBLIC OF EGYPT

The Government of Australia and the Government of the Arab
Republic of Egypt,

Reaffirming their commitment to ensuring that the international
development and use of nuclear energy for peaceful purposes are
carried out under arrangements which will further the objective
of the non-proliferation of nuclear weapons;

Mindful that both Australia and the Arab Republic of Egypt are
non-nuclear weapon States which are Parties to the Treaty on
the Non-Proliferation of Nuclear Weapons, done at London,
Moscow and Washington on 1 July 1968² (hereinafter referred to
as "the Non-Proliferation Treaty");

Recognising that Australia and the Arab Republic of Egypt have
under the Non-Proliferation Treaty undertaken not to
manufacture or otherwise acquire nuclear weapons or other
nuclear explosive devices and that both Governments have
concluded agreements with the International Atomic Energy
Agency (hereinafter referred to as the "Agency") for the

¹ Came into force on 2 June 1989, the date specified in an exchange of notes on the same date by which the Contracting Parties informed each other of the completion of their respective constitutional and legal requirements, in accordance with article XV (1).

² United Nations, *Treaty Series*, vol. 729, p. 161.

application of safeguards in their respective countries in connection with the Non-Proliferation Treaty;

Affirming their support for the objectives and provisions of the Non-Proliferation Treaty and their desire to promote universal adherence to the Non-Proliferation Treaty;

Confirming the desire of both countries to cooperate in the development and application of nuclear energy for peaceful purposes;

Desiring to establish conditions consistent with their commitment to non-proliferation under which nuclear material can be transferred between Australia and the Arab Republic of Egypt for peaceful purposes;

Have agreed as follows:

ARTICLE I

The Parties shall cooperate in the peaceful uses of nuclear energy in accordance with the provisions of this Agreement. The cooperation contemplated relates to the peaceful uses of nuclear energy and includes transfer of nuclear material, research and development, exchange of unclassified information, technical training, visits by scientists and projects of mutual interest, as may be agreed between them. This cooperation will be facilitated as may be

necessary by specific agreements. The Parties may designate governmental authorities and natural or legal persons to undertake such cooperation.

ARTICLE II

1. This Agreement shall apply to:
 - (a) nuclear material transferred between Australia and the Arab Republic of Egypt for peaceful purposes whether directly or through a third country;
 - (b) all forms of nuclear material prepared by chemical or physical processes or isotopic separation from nuclear material subject to the Agreement; if the nuclear material subject to the Agreement is mixed with other nuclear material, the quantity of nuclear material so prepared shall only be regarded as falling within the scope of this Agreement in the same proportion as the quantity of nuclear material used in its preparation, and which is subject to this Agreement, bears to the total quantity of nuclear material so used;
 - (c) all generations of nuclear material produced by neutron irradiation of nuclear material subject

to the Agreement; if nuclear material subject to the Agreement is irradiated together with other nuclear material, the quantity of nuclear material so produced shall only be regarded as falling within the scope of this Agreement in the same proportion as the quantity of nuclear material which is subject to this Agreement and which, used in its production, contributes to this production.

2. Nuclear material referred to in paragraph 1 of this Article shall be transferred pursuant to this Agreement only to a natural or legal person identified by the recipient Party to the supplier Party as duly authorised to receive it provided that such nuclear material shall at all times be used or stored in facilities that have been accepted in writing by the Parties and are listed in Annex A.

ARTICLE III

1. Nuclear material referred to in Article II shall remain subject to the provisions of this Agreement until

- (a) it is determined that it is no longer usable; or
- (b) it is determined that it is practicably irrecoverable for processing into a form in which