

No. 2701

**BELGIUM, DENMARK, FRANCE,
FEDERAL REPUBLIC OF GERMANY, etc.**

**Convention (with Financial Protocol and annex) for the
establishment of a European Organization for Nuclear
Research. Signed at Paris, on 1 July 1953**

Official texts: English and French.

*Registered by the United Nations Educational, Scientific and Cultural Organization
on 23 October 1954.*

**BELGIQUE, DANEMARK, FRANCE,
RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE, etc.**

**Convention (avec Protocole financier et annexe) pour
l'établissement d'une Organisation européenne pour la
recherche nucléaire. Signée à Paris, le 1^{er} juillet 1953**

Textes officiels anglais et français.

*Enregistrée par l'Organisation des Nations Unies pour l'éducation, la science et
la culture le 23 octobre 1954.*

No. 2701. CONVENTION¹ FOR THE ESTABLISHMENT OF
A EUROPEAN ORGANIZATION FOR NUCLEAR
RESEARCH. SIGNED AT PARIS, ON 1 JULY 1953

The States parties to this Convention,

Considering the Agreement opened for signature at Geneva on the fifteenth of February, 1952,² constituting a Council of Representatives of European States for planning an international laboratory and organizing other forms of co-operation in nuclear research ;

Considering the Supplementary Agreement signed at Paris on the thirtieth of June, 1953, prolonging the said Agreement ; and

Desiring, pursuant to section 2 of Article III of the said Agreement of the fifteenth of February, 1952, to conclude a Convention for the establishment of a European Organization for Nuclear Research, including the establishment of an International Laboratory for the purpose of carrying out an agreed programme of research of a pure scientific and fundamental character relating to high energy particles ;

Have agreed as follows :

Article I

ESTABLISHMENT OF THE ORGANIZATION

1. A European Organization for Nuclear Research (hereinafter referred to as "the Organization") is hereby established.

2. The seat of the Organization shall be at Geneva.

¹ Came into force on 29 September 1954, in accordance with article XVIII in respect of the following States, on behalf of which the instruments of ratification were deposited on the dates indicated :

Switzerland	12 February 1954
United Kingdom of Great Britain and Northern Ireland . . .	30 December 1953
Denmark	5 April 1954
Netherlands	15 June 1954
Greece	7 July 1954
Sweden	15 July 1954
Belgium	19 July 1954
France	29 September 1954
Federal Republic of Germany	29 September 1954

It subsequently came into force in respect of Norway on 4 October 1954, the date of deposit of the instrument of ratification.

² United Nations, *Treaty Series*, Vol. 132, p. 51.

Article II

PURPOSES

1. The Organization shall provide for collaboration among European States in nuclear research of a pure scientific and fundamental character, and in research essentially related thereto. The Organization shall have no concern with work for military requirements and the results of its experimental and theoretical work shall be published or otherwise made generally available.

2. The Organization shall, in the collaboration referred to in paragraph 1 above, confine its activities to those set out in paragraphs 3, 4 and 5 of this Article.

3. The basic programme of the Organization shall comprise :

(a) The construction of an International Laboratory (hereinafter referred to as "the Laboratory") for research on high energy particles, including work in the field of cosmic rays. The Laboratory shall consist of :

- (i) a proton synchrotron for energies above ten gigaelectronvolts (10^{10} eV) ;
- (ii) a synchro-cyclotron capable of accelerating protons up to, approximately, 600 million electron-volts (6×10^8 eV) ;
- (iii) the necessary ancillary apparatus for use in the research programs carried out by means of the machines referred to in (i) and (ii) above ;
- (iv) the necessary buildings to contain the equipment referred to in (i), (ii) and (iii) above and for the administration of the Organization and the fulfilment of its other functions.

(b) The operation of the Laboratory specified above.

(c) The organization and sponsoring of international co-operation in nuclear research, including co-operation outside the Laboratory. This co-operation may include in particular :

- (i) work in the field of theoretical nuclear physics ;
- (ii) the promotion of contacts between, and the interchange of, scientists, the dissemination of information, and the provision of advanced training for research workers ;

(iii) collaboration with and advising of national research institutions ;

(iv) work in the field of cosmic rays.

4. Any supplementary program shall be submitted to the Council referred to in Article IV and shall require approval by a two-thirds majority of all the Member States of the Organization.

5. The Laboratory shall co-operate to the fullest possible extent with laboratories and institutes in the territories of Member States within the scope of its basic and any supplementary programmes of activities. So far as is consistent with the aims of the Organization, the Laboratory shall seek to avoid duplicating research work which is being carried out in the said laboratories or institutes.

Article III

CONDITIONS OF MEMBERSHIP

1. States which are parties to the Agreement of the fifteenth of February, 1952, referred to in the Preamble hereto, or which have contributed in money or in kind to the Council thereby established and actually participated in its work, shall have the right to become members of the Organization by becoming parties to this Convention in accordance with the provisions of Articles XV, XVI and XVII.

2. (a) Other States may be admitted to the Organization by the Council referred to in Article IV by a unanimous decision of Member States.

(b) If a State wishes to join the Organization in accordance with the provisions of the preceding sub-paragraph, it may notify the Director. The Director shall inform all Member States of this request at least three months before it is discussed by the Council. States accepted by the Council may become members of the Organization by acceding to this Convention in accordance with the provisions of Article XVII.

3. Member States shall co-operate in the work of the Organization except that a Member State shall have no obligation to contribute financially to any activity additional to those specified in paragraph 3 of Article II. A Member State shall not have the right to participate in any activity to which it has not made a financial contribution.

4. Member States shall facilitate, for the purpose of the basic and any supplementary programmes of activities of the Organization, the exchange of persons and of relevant scientific and technical information, provided that nothing in this paragraph shall

- (a) affect the application to any person of the laws and regulations of Member States relating to entry into, residence in, or departure from, their territories, or
- (b) require any Member State to communicate, or to permit the communication of, any information in its possession, insofar as it considers that such communication would be contrary to the interests of its security.

Article IV

ORGANS

The Organization shall consist of a Council and a Director assisted by a staff.

Article V

THE COUNCIL

1. The Council shall be composed of not more than two delegates from each Member State who may be accompanied at meetings of the Council by advisers.

2. The Council shall, subject to the provisions of this Convention,

- (a) determine the Organization's policy in scientific, technical and administrative matters ;
- (b) approve detailed schemes of research and decide on any supplementary programmes of activities of the Organization ;
- (c) adopt the budget and determine the financial arrangements of the Organization in accordance with the Financial Protocol¹ annexed to this Convention ;
- (d) review expenditures and approve and publish audited annual accounts of the Organization ;
- (e) decide on the staff establishment required ;
- (f) publish an annual report ;
- (g) have such other powers and perform such other functions as may be necessary for the purposes of this Convention.

3. The Council shall meet at least once a year at such places as it shall decide.

4. Each Member State shall have one vote in the Council, except that a Member State shall not be entitled to vote in regard to activities specified in any supplementary programme, unless it has agreed to make a financial contribution to that supplementary programme or unless the matter voted upon relates to facilities to the cost of which it has contributed.

5. A Member State shall have no vote in the Council if the amount of its unpaid contributions to the Organization exceeds the amount of the contributions due from it for the current financial year and the immediately preceding financial year. The Council nevertheless may, by a two-thirds majority of all the Member States, permit such Member State to vote if it is satisfied that the failure to pay is due to conditions beyond the control of the State concerned.

6. Decisions of the Council shall be taken by a simple majority of the Member States represented and voting, except where otherwise provided in this Convention.

7. Subject to the provisions of this Convention, the Council shall adopt its own rules of procedure.

8. The presence of delegates from a majority of Member States shall be necessary to constitute a quorum at any meeting of the Council.

¹ See p. 170 of this volume.