

No. 3498

BELGIUM, CANADA, DENMARK, FRANCE, etc.

Agreement (with annex) between the Parties to the North Atlantic Treaty for co-operation regarding atomic information. Signed at Paris, on 22 June 1955

Official texts: English and French.

Registered by the United Kingdom of Great Britain and Northern Ireland on 29 August 1956.

BELGIQUE, CANADA, DANEMARK, FRANCE, etc.

Accord (avec annexe) entre les États Parties au Traité de l'Atlantique Nord sur la coopération dans le domaine des renseignements atomiques. Signé à Paris, le 22 juin 1955

Textes officiels anglais et français.

Enregistré par le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord le 29 août 1956.

No. 3498. AGREEMENT¹ BETWEEN THE PARTIES TO THE NORTH ATLANTIC TREATY² FOR CO-OPERATION REGARDING ATOMIC INFORMATION. SIGNED AT PARIS, ON 22 JUNE 1955

PREAMBLE

The Parties to the North Atlantic Treaty, signed at Washington on 4th April, 1949,²

Recognising that their mutual security and defence requires that they be prepared to meet the contingencies of atomic warfare, and

Recognising that their common interests will be advanced by making available to the North Atlantic Treaty Organisation information pertinent thereto, and

Taking into consideration the United States Atomic Energy Act of 1954, which was prepared with these purposes in mind,

Acting on their own behalf and on behalf of the North Atlantic Treaty Organisation,

Agree as follows :

Article I

1. While the North Atlantic Treaty Organisation continues to make substantial and material contributions to the common defence efforts, the United States will from time to time make available to the North Atlantic Treaty Organisation, including its civil and military agencies and commands, atomic information which the Government of the United States of America deems necessary to :

- (a) the development of defence plans;
- (b) the training of personnel in the employment of and defence against atomic weapons; and
- (c) the evaluation of the capabilities of potential enemies in the employment of atomic weapons.

¹ Came into force on 29 March 1956, in accordance with article VI. Notifications that they are bound by the terms of the Agreement were received from the following States by the Government of the United States of America on the dates indicated :

Belgium	21 November 1955	Luxembourg	23 July 1955
Canada	30 August 1955	Netherlands	4 January 1956
Denmark	30 November 1955	Norway	6 December 1955
France	14 November 1955	Portugal	2 December 1955
Federal Republic of Germany	6 December 1955	Turkey	29 March 1956
Greece	2 December 1955	United Kingdom of Great Britain and Northern Ireland	21 October 1955
Iceland	16 January 1956	United States of America	28 December 1955
Italy	23 September 1955		

² United Nations, *Treaty Series*, Vol. 34, p. 243; Vol. 126, p. 350, and Vol. 243, p. 308.

2. As used in this Agreement so far as concerns information provided by the United States, "atomic information" means Restricted Data, as defined in Section 11 *r* of the United States Atomic Energy Act of 1954, which is permitted to be communicated pursuant to the provisions of Section 144 *b* of that Act, and information relating primarily to the military utilisation of atomic weapons which has been removed from the Restricted Data category in accordance with the provisions of Section 142 *d* of the United States Atomic Energy Act of 1954.

3. All transfers by the Government of the United States of America of atomic information will be made in compliance with the provisions of the United States Atomic Energy Act of 1954, and subsequent applicable United States legislation. Under this Agreement there will be no transfers of atomic weapons or special nuclear material, as these terms are defined in Section 11 *d* and Section 11 *t* of the United States Atomic Energy Act of 1954. (The Sections of the United States Atomic Energy Act of 1954 referred to in paragraphs 2 and 3 of this Article are attached.¹)

Article II

1. Atomic information which is transferred to the North Atlantic Treaty Organisation will be made available through the channels now existing for providing classified military information to the North Atlantic Treaty Organisation.

2. Only those persons within the North Atlantic Treaty Organisation whose duties require access to atomic information may be the original recipients of such information. Atomic information will be authorised for dissemination within the North Atlantic Treaty Organisation only to persons whose North Atlantic Treaty Organisation responsibilities require them to have access to such information. Information will not be transferred by the North Atlantic Treaty Organisation to unauthorised persons or beyond the jurisdiction of that Organisation. The Government of the United States of America may stipulate the degree to which any of the categories of information made available by it may be disseminated, may specify the categories of persons who may have access to such information, and may impose such other restrictions on the dissemination of information as it deems necessary.

Article III

1. Atomic information will be accorded full security protection under applicable North Atlantic Treaty Organisation regulations and procedures, and, where applicable, national legislation and regulations. In no case will

¹ See p. 14 of this volume.

recipients maintain security standards for the safeguarding of atomic information lower than those set forth in the pertinent North Atlantic Treaty Organisation security regulations in effect on the date this Agreement comes into force.

Article IV

1. Atomic information which is transferred by the Government of the United States of America pursuant to Article I of this Agreement shall be used exclusively for the preparation of and in implementation of North Atlantic Treaty Organisation defence plans.

2. The North Atlantic Treaty Organisation will from time to time render reports to the Government of the United States of America of the use which has been made of the information. These reports will contain pertinent information requested by the Government of the United States of America and will in particular contain a list of the persons possessing certain categories of information, in accordance with the provisions of paragraph 2 of Article II, and a list of the documents which have been transferred.

Article V

1. The Parties to the North Atlantic Treaty, other than the United States, will, to the extent that they deem necessary, make available to the North Atlantic Treaty Organisation information in the same categories as may be made available by the United States under Article I of this Agreement. Any such information will be supplied on the same or similar conditions as those which apply under this Agreement with respect to the United States.

Article VI

1. The Agreement shall enter into force upon notification to the United States by all Parties to the North Atlantic Treaty that they are bound by the terms of the Agreement.

2. If any other State becomes a Party to the North Atlantic Treaty no information made available to the North Atlantic Treaty Organisation under this Agreement will be provided to any person who is a national of, or who is employed by, the new Party to the North Atlantic Treaty until the new Party has notified the Government of the United States of America that it is bound by the terms of this Agreement, and, upon such notification, this Agreement will enter into force for the new Party.

3. The Government of the United States of America will inform all Parties to the North Atlantic Treaty of the entry into force of this Agreement