

No. 6852

**UNITED STATES OF AMERICA
and
INDIA**

**Exchange of notes constituting an agreement relating to the
establishment of a radiation medical centre. New
Delhi, 4 January and 1 February 1963**

Official text: English.

Registered by the United States of America on 6 August 1963.

**ÉTATS-UNIS D'AMÉRIQUE
et
INDE**

**Échange de notes constituant un accord relatif à la création
d'un centre de médecine des radiations. New Delhi,
4 janvier et 1^{er} février 1963**

Texte officiel anglais.

Enregistré par les États-Unis d'Amérique le 6 août 1963.

No. 6852. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND INDIA RELATING TO THE ESTABLISHMENT OF A RADIATION MEDICAL CENTRE. NEW DELHI, 4 JANUARY AND 1 FEBRUARY 1963

I

The American Embassy to the Ministry of External Affairs of India

No. 405

The Embassy of the United States of America presents its compliments to the Ministry of External Affairs and has the honor to refer to a request from the Department of Atomic Energy for assistance in obtaining materials and equipment for establishing its Radiation Medicine Centre of the Medicine Division of the Atomic Energy Establishment Trombay to be located at the Tata Memorial Hospital in Bombay. Approval of a grant for this purpose has now been given.

The Embassy has the honor to propose the following understandings on the basis of which funds are to be furnished :

1. The equipment and materials to be acquired in accordance with this note shall be used for peaceful purposes only.
2. The Indian Government shall procure, or arrange for procurement of, all equipment and materials to be financed hereunder, and shall meet the costs of transportation, insurance while in transit, installation, and operation of this equipment and material.
3. The Indian Government shall insure that 50 percent of the gross tonnage of equipment and materials financed hereunder which may be transported on ocean vessels shall be transported on United States-flag vessels, to the extent such vessels are available at fair and reasonable rates for United States-flag commercial vessels.
4. Funds granted by the Government of the United States shall be available only to purchase such equipment and materials, or their equivalents, and in amounts not in excess of such prices, as may be established by the United States Atomic Energy Commission and the actual cost may not be applied toward purchase of other items.

¹ Came into force on 1 February 1963 by the exchange of the said notes.

5. The manner and procedures for reimbursement to the Indian Government for procurement of equipment and materials as provided in this note shall be established by the United States Atomic Energy Commission and notified to the Indian Government.

6. Copies of technical publications deriving from use of equipment and materials financed hereunder will be provided currently to the Government of the United States, and an appropriate plaque acknowledging the assistance of the Government of the United States will be permanently displayed in the laboratory in which the equipment and materials financed hereunder are located.

7. The Indian Government shall indemnify and save harmless the Government of the United States against any and all liabilities from any cause whatsoever, including third party liability, which may result from the operation or use of any equipment and materials furnished hereunder.

If these understandings are acceptable to the Government of India, this note and the reply from the Ministry of External Affairs concurring therein shall constitute an agreement between the Government of India and the Government of the United States, which shall enter into force on the date of the Ministry's reply.

The Embassy avails itself of this opportunity to renew the assurances of its highest consideration.

Embassy of the United States of America
New Delhi, January 4, 1963

B.E.L.T.
Minister-Counselor

II

The Ministry of External Affairs of India to the American Embassy

MINISTRY OF EXTERNAL AFFAIRS
NEW DELHI-II

1st February, 1963

No. F. 504(I)—WII/62

The Ministry of External Affairs present their compliments to the Embassy of the United States of America and have the honour to refer to their Note No. 405 dated the 4th January, 1963 which reads as follows :

[See note I]

The above note correctly sets forth the understandings between the Embassy of the United States and the Ministry of External Affairs and shall constitute an agreement between the Government of India and the Government of the United States.

The Ministry of External Affairs avail themselves of this opportunity to renew to the Embassy the assurances of their highest consideration.

The Embassy of the United States of America in India
New Delhi

(Initialed) [illegible]
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