

No. 8126

**INTERNATIONAL ATOMIC ENERGY AGENCY,
ARGENTINA and UNITED STATES OF AMERICA**

Second Title Transfer Agreement—Contract for the transfer of title to enriched uranium for a research and isotope production reactor. Signed at Washington, on 13 December 1965, and at Vienna, on 30 December 1965

Official texts: English and Spanish.

Registered by the International Atomic Energy Agency on 21 February 1966.

**AGENCE INTERNATIONALE DE L'ÉNERGIE ATOMIQUE,
ARGENTINE et ÉTATS-UNIS D'AMÉRIQUE**

Deuxième Accord de transfert de propriété — Contrat relatif au transfert du titre de propriété de l'uranium enrichi destiné à un réacteur de recherche et de production de radioisotopes. Signé à Washington, le 13 décembre 1965, et à Vienne, le 30 décembre 1965

Textes officiels anglais et espagnol.

Enregistré par l'Agence internationale de l'énergie atomique le 21 février 1966.

No. 8126. SECOND TITLE TRANSFER AGREEMENT—
CONTRACT¹ FOR THE TRANSFER OF TITLE TO EN-
RICHED URANIUM FOR A RESEARCH AND ISOTOPE
PRODUCTION REACTOR. SIGNED AT WASHINGTON,
ON 13 DECEMBER 1965, AND AT VIENNA, ON 30 DE-
CEMBER 1965

WHEREAS the Government of the Argentine Republic (hereinafter called “Argentina”) has leased from the Government of the United States of America (hereinafter called the “United States”) certain enriched uranium for use in the Argentine Experimental and Isotope Production Reactor (hereinafter called the “RAEP” reactor”), which uranium was delivered to Argentina on 27 February 1964;

WHEREAS the International Atomic Energy Agency (hereinafter called the “Agency”) and the United States on 11 May 1959² concluded an Agreement for Cooperation (hereinafter called the “Cooperation Agreement”) under which the United States undertook to make available to the Agency pursuant to its Statute³ certain quantities of special fissionable material;

WHEREAS Argentina, desiring to obtain title to a portion of the enriched uranium previously leased to it to facilitate the operation of the RAEP reactor as a project for research on, and the practical application of, atomic energy for peaceful purposes, has requested the Agency to assist it in acquiring title to such portion of the uranium;

WHEREAS, in order to assist and encourage research on peaceful uses or for medical therapy, the United States has, in each calendar year, offered to distribute to the Agency, free of charge, special fissionable material of a value of up to US\$50,000 at the time of transfer, to be supplied from the amounts specified in Article II.A of the Cooperation Agreement;

WHEREAS the United States has found the project to which this Contract relates eligible under the gift offer for calendar year 1965 to the extent of U.S. \$10,732;

¹ In accordance with article V, the Agreement came into force on 30 December 1965, upon signature on behalf of the International Atomic Energy Agency on that date, the signatures on behalf of the Governments of Argentina and the United States of America having been affixed on 13 December 1965.

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

³ United Nations, *Treaty Series*, Vol. 276, p. 3, and Vol. 471, p. 334.

WHEREAS Argentina and the United States have concluded an amendment to their lease agreement under which the special nuclear materials lease account established by the United States for Argentina will be credited with the value or worth of the nuclear material title to which is to be transferred hereunder; and

WHEREAS the Board of Governors of the Agency approved the project on 1 December 1964 and the Agency and Argentina on 2 December 1964¹ concluded an agreement relating to the project hereafter called the project agreement;

NOW THEREFORE, the Agency, the Argentine National Atomic Energy Commission, acting on behalf of Argentina, and the United States Atomic Energy Commission (hereinafter called the "Commission"), acting on behalf of the United States, hereby agree as follows :

Article I

TRANSFER OF TITLE TO ENRICHED URANIUM

Section 1. Subject to the provisions of the Cooperation Agreement the Commission shall transfer without charge to the Agency, the Agency shall accept from the Commission and retransfer without charge to Argentina, and Argentina shall accept from the Agency title to approximately 993 grams of uranium enriched to 89.91% by weight in the isotope uranium-235 (hereinafter called the "supplied material"), having a value, in accordance with the Commission's published charges in effect on the effective date of this Contract, of US \$10,732, which material constitutes a portion of the enriched uranium leased by the Commission to Argentina for the RAEP reactor under Contract Number AR/ML/3-1, and is at present located at the Constituyentes Atomic Centre, Buenos Aires, Argentina.

Section 2. Title to the supplied material shall vest in the Agency upon entry into force of this Contract and shall thereafter immediately and automatically vest in Argentina.

Article II

RESPONSIBILITY

Section 3. Neither the Agency nor any person acting on its behalf shall at any time bear any responsibility towards Argentina or any person claiming through Argentina for the safe handling and the use of the supplied material.

¹ United Nations, *Treaty Series*, Vol. 525, p. 29.

Section 4. Neither the United States, nor the Commission, nor any person acting on behalf of the Commission shall bear any responsibility for the safe handling and the use of the supplied material.

Article III

OFFICIALS NOT TO BENEFIT

Section 5. No Member of the Congress of the United States of America or Resident Commissioner of the United States of America shall be admitted to or share any part of this Contract or any benefit that may arise therefrom.

Article IV

AMENDMENT OF PROJECT AGREEMENT

Section 6. It is understood by the Agency and Argentina that Section 2 of the project agreement is hereby amended to include the material covered by this contract under the definition of supplied material.

Article V

ENTRY INTO FORCE

Section 7. This Contract shall enter into force upon signature by or for the Director General of the Agency and by the authorized representatives of Argentina and the Commission.

DONE in triplicate in English and Spanish, the texts in both languages being equally authentic.

For the International Atomic Energy Agency :

Sigvard EKLUND
Vienna, December 30, 1965

For and on behalf of the United States Atomic Energy Commission
on behalf of the Government of the United States of America :

Glenn T. SEABORG
Washington, D.C., December 13, 1965

For and on behalf of the Argentine Atomic Energy Commission,
on behalf of the Government of the Argentine Republic :

Oscar A. QUIHILLALT
Washington, D.C., December 13, 1965