

No. 13888

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

**Contract for the transfer of title to enriched uranium for a
sub-critical assembly. Signed at Vienna on 17 May 1974**

Authentic text: English.

Registered by the International Atomic Energy Agency on 3 April 1975.

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

**Contrat de transfert du titre de propriété concernant de
l'uranium enrichi destiné à un assemblage sous-
critique. Signé à Vienne le 17 mai 1974**

Texte authentique : anglais.

Enregistré par l'Agence internationale de l'énergie atomique le 3 avril 1975.

CONTRACT¹ FOR THE TRANSFER OF TITLE TO ENRICHED URANIUM FOR A SUB-CRITICAL ASSEMBLY

WHEREAS the Government of Turkey (hereinafter called “Turkey”) has leased from the Government of the United States of America (hereinafter called the “United States”) certain enriched uranium for use in the sub-critical assembly at the Çekmece Nuclear Research and Training Centre near Istanbul (hereinafter called the “assembly”);

WHEREAS the International Atomic Energy Agency (hereinafter called the “Agency”) and the United States on 11 May 1959 concluded an Agreement for Co-operation (hereinafter called the “Co-operation Agreement”),² under which the United States undertook to make available to the Agency pursuant to its Statute³ certain quantities of special fissionable material;

WHEREAS Turkey, desiring to obtain title to the enriched uranium previously leased to it for the operation of the assembly 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 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 Co-operation Agreement;

WHEREAS the United States has found the project to which this Contract relates eligible under the gift offer for calendar year 1973 to the extent of US \$ 6767;

WHEREAS Turkey 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 Turkey 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 13 June 1973 and the Agency and Turkey are this day concluding an agreement relating to the project;⁴

NOW, THEREFORE, the Agency, the Turkish Atomic Energy Commission, acting on behalf of Turkey, 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 Co-operation Agreement, the Commission shall transfer without charge to the Agency, the Agency shall accept from the Commission and retransfer without charge to Turkey, and Turkey shall accept from the Agency title to approximately 104 kilograms of uranium enriched to 1.143% by weight in the isotope uranium-235 (hereinafter called the “supplied material”), having a value, in accordance with the Commission’s published charges

¹ Came into force on 17 May 1974 by signature, in accordance with article IV.

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

³ *Ibid.*, vol. 276, p. 3, and vol. 471, p. 334.

⁴ See p. 51 of this volume.

in effect on 21 December 1973, of US \$ 6767 approximately, which material constitutes the enriched uranium leased by the Commission to Turkey for the assembly under Contract Number TY/ML/3 and is at present located at the Çekmece Nuclear Research and Training Centre near Istanbul, Turkey.

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 Turkey.

Article II. RESPONSIBILITY

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

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. ENTRY INTO FORCE

Section 6. This Contract shall enter into force upon signature by or for the Director General of the Agency and by the authorized representatives of the Commission and Turkey.

DONE in Vienna, on the seventeenth day of May 1974, in triplicate in the English language.

For the International Atomic Energy Agency:

YURI CHERNILIN

For the Turkish Atomic Energy Commission
on behalf of the Government of Turkey:

DANIS TUNALIGIL

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

DWIGHT J. PORTER