

No. 14579

**INTERNATIONAL ATOMIC ENERGY AGENCY
and
ROMANIA**

**Second Supply Agreement—*Agreement for the transfer of enriched uranium for a research reactor in Romania.*
Signed at Vienna on 15 July 1975**

Authentic text: English.

Registered by the International Atomic Energy Agency on 13 February 1976.

**AGENCE INTERNATIONALE DE L'ÉNERGIE
ATOMIQUE
et
ROUMANIE**

Deuxième accord de fourniture—*Accord pour la cession d'uranium enrichi destiné à un réacteur de recherche en Roumanie.* Signé à Vienne le 15 juillet 1975

Texte authentique : anglais.

Enregistré par l'Agence internationale de l'énergie atomique le 13 février 1976.

SECOND SUPPLY AGREEMENT — AGREEMENT¹ FOR THE TRANSFER OF ENRICHED URANIUM FOR A RESEARCH REACTOR IN ROMANIA

WHEREAS the International Atomic Energy Agency (hereinafter called the "Agency") and the Government of the Socialist Republic of Romania (hereinafter called "Romania") on 30 March 1973 signed an Agreement (hereinafter called the "Project Agreement")² for assistance by the Agency to Romania in establishing a project consisting of the dual-core TRIGA training and research reactor (hereinafter called the "reactor"), and in securing the special fissionable material necessary therefor;

WHEREAS pursuant to the Supply Agreement concluded on 30 March 1973³ between the Agency, Romania and the Government of the United States of America (hereinafter called the "United States"), as amended⁴ supplies of enriched uranium were to be delivered to Romania in connection with the project;

WHEREAS Romania, in connection with the Project Agreement, has requested the assistance of the Agency in securing from the United States an additional supply of enriched uranium for fabrication into spare fuel elements and fission counters for the reactor;

WHEREAS under the Agreement for co-operation between the Agency and the United States,⁵ as amended⁶ (hereinafter called the "co-operation Agreement"), the United States undertook to make available to the Agency from time to time quantities of special fissionable material as may be authorized by the United States;

WHEREAS, pursuant to the terms of the co-operation Agreement, the Agency and the United States on 14 June 1974 signed a Master Agreement governing sales of source, by-product and special nuclear materials for research purposes (hereinafter called the "Master Agreement");⁷

WHEREAS the Board of Governors of the Agency on 11 June 1975 approved the additional assistance requested by Romania for the project; and

WHEREAS Romania has made arrangements with a manufacturer in the United States of America (hereinafter called the "Manufacturer") for the fabrication of enriched uranium into fuel elements and fission counters for the reactor,

NOW, THEREFORE, the Agency and Romania hereby agree as follows:

Article I. TRANSFER OF ENRICHED URANIUM

1. Subject to the provisions of the co-operation Agreement and pursuant to the terms and conditions of the Master Agreement, the Agency shall request the United States Energy Research and Development Administration (hereinafter called the "Administration"), acting on behalf of the United States, to transfer to the Agency for Romania, and Romania shall accept from the Agency:

¹ Came into force on 15 July 1975 by signature, in accordance with article V.

² United Nations, *Treaty Series*, vol. 963, p. 274.

³ *Ibid.*, vol. 963, p. 283.

⁴ *Ibid.*, vol. 1007, No. A-13881.

⁵ *Ibid.*, vol. 339, p. 359.

⁶ *Ibid.*, vol. 951, p. 412.

⁷ *Ibid.*, vol. 964, p. 69.

- (a) approximately 16 710 grams of uranium enriched to approximately 93 per cent by weight in the isotope uranium 235 (hereinafter called the “fuel material”) for fabrication into fuel elements for the reactor by the Manufacturer; and
- (b) approximately 20 grams of uranium enriched to approximately 93 per cent by weight in the isotope uranium 235 (hereinafter called the “indicator material”), contained in fission counters for the reactor.

2. The particular terms and conditions for the transfer of the fuel material and the indicator material, including charges, a schedule of deliveries and shipping instructions, shall be specified in a Supplemental Contract to the Master Agreement (hereinafter called the “Supplemental Contract”) to be concluded jointly by the Agency and Romania with the Administration in implementation of this Agreement.

Article II. PAYMENT

1. Romania shall pay the Administration all charges for the fuel material received by Romania pursuant to Article I, including other charges connected therewith, in accordance with the provisions of the Supplemental Contract.

2. Romania shall pay the Manufacturer all charges for the indicator material received by Romania pursuant to Article I, including other charges connected therewith, in accordance with the arrangements made by Romania with the Manufacturer.

3. It is recognized that in extending its assistance for the project the Agency is not hereunder providing any guarantees or assuming any financial responsibility in connection with the transfer of the fuel material and the indicator material to Romania.

Article III. RESPONSIBILITY

Neither the Agency nor any person acting on its behalf shall at any time bear any responsibility towards Romania or any person claiming through Romania for the safe handling and the use of the fuel material and the indicator material.

Article IV. AMENDMENT OF PROJECT AGREEMENT

Section 3 of the Project Agreement is hereby amended to include the fuel material and the indicator material transferred pursuant to this Agreement, under the definition of supplied material.

Article V. ENTRY INTO FORCE

This Agreement shall enter into force upon signature by or for the Director General of the Agency and by the authorized representative of Romania.

DONE in Vienna, on the fifteenth day of July 1975, in duplicate in the English language.

For the International Atomic Energy Agency:

SIGVARD EKLUND

For the Government of the Socialist Republic of Romania:

ION POPESCU