



International Atomic Energy Agency

INFORMATION CIRCULAR

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THE TEXT OF THE SAFEGUARDS TRANSFER AGREEMENT RELATING TO
THE BILATERAL AGREEMENT BETWEEN THE REPUBLIC OF KOREA
AND THE UNITED STATES OF AMERICA

Agreement to amend the Safeguards Transfer Agreement

1. The text [1] of an agreement to amend the Safeguards Transfer Agreement between the Agency, the Republic of Korea and the United States of America [2] is reproduced in this document for the information of all Members.
2. The Agreement entered into force on 19 March 1973 pursuant to Section 2.

[1] The footnote to the text has been added in the present information circular.

[2] Reproduced in document INFCIRC/111.

AGREEMENT TO AMEND THE AGREEMENT BETWEEN THE INTERNATIONAL
ATOMIC ENERGY AGENCY, THE GOVERNMENT OF THE
REPUBLIC OF KOREA AND THE GOVERNMENT OF THE
UNITED STATES OF AMERICA FOR THE APPLICATION OF SAFEGUARDS

WHEREAS the Government of the Republic of Korea and the Government of the United States of America have been co-operating on the civil uses of atomic energy under their Agreement for Co-operation signed on 3 February 1956, as amended [3] which requires that equipment, devices and materials made available to Korea by the United States be used solely for peaceful purposes;

WHEREAS the Agreement for Co-operation signed on 3 February 1956, as amended, has been superseded by an Agreement for Co-operation signed on 24 November 1972 which requires that equipment, devices and materials made available to Korea by the United States under either Agreement be used solely for peaceful purposes;

WHEREAS the International Atomic Energy Agency has been applying safeguards in accordance with the provisions of the Agreement between the International Atomic Energy Agency, the Government of the Republic of Korea and the Government of the United States of America for the Application of Safeguards of 5 January 1968 [2] to equipment, materials and facilities required to be safeguarded under the Agreement for Co-operation of 3 February 1956, as amended, to ensure so far as it is able that they will not be used in such a way as to further any military purpose;

WHEREAS the Agency and the two Governments desire to amend the Agreement of 5 January 1968 to apply safeguards to materials, equipment and facilities required to be safeguarded by the Agreement for Co-operation of 24 November 1972;

NOW, THEREFORE, the Agency and the two Governments agree as follows:

Section 1. The Agreement for the Application of Safeguards of 5 January 1968 is amended as follows:

A. The first WHEREAS clause is amended to read as follows:

"WHEREAS the Government of the Republic of Korea and the Government of the United States of America have agreed to continue co-operating on the civil uses of atomic energy under their Agreement for Co-operation of 24 November 1972 which requires that equipment, devices and materials made available to Korea by the United States be used solely for peaceful purposes and establishes a system of safeguards to that end"

B. The fifth WHEREAS clause is amended to read as follows:

"WHEREAS the Board of Governors of the Agency approved that request on 23 February 1971"

[3] Texts reproduced in United Nations Treaty Series, Vol. 240, p. 129, Vol. 316, p. 358 and Vol. 578, p. 268.

C. Section 1(c) is amended to read as follows:

"(c) 'Agreement for Co-operation' means the agreement between Korea and the United States for co-operation on the civil uses of atomic energy signed on 24 November 1972 as it may be amended"

D. Section 1(g) is amended to read as follows:

"(g) 'Safeguards Document' means Agency document INFCIRC/66/Rev.2 which contains provisions approved by the Board on 28 September 1965, 17 June 1966, and 13 June 1968"

E. Section 6 is amended by deleting "Article VI of" in the first sentence, and by deleting the second sentence and inserting the following in lieu thereof:

"It is understood that no other rights and obligations of Korea and the United States between themselves under the Agreement for Co-operation will be affected by this Agreement."

Section 2. The present Agreement shall be signed by or for the Director General of the Agency and by the authorized representatives of Korea and the United States and shall enter into force on the date upon which the Agreement for Co-operation of 24 November 1972 enters into force. The two Governments shall notify the Agency of the date of the entry into force of the Agreement for Co-operation of 24 November 1972 within one week after that date.

DONE in Vienna, this thirtieth day of November 1972 in triplicate in the English language.

For the INTERNATIONAL ATOMIC ENERGY AGENCY:

(signed) Sigvard Eklund

For the GOVERNMENT OF THE REPUBLIC OF KOREA:

(signed) Lee Sung Ga

For the GOVERNMENT OF THE UNITED STATES OF AMERICA:

(signed) Dwight J. Porter