International Atomic Energy Agency

INFCIRC/37/Add.1
18 November 1966
GENERAL Distr.

Original: ENGLISH and
FRENCH

THE TEXTS OF THE INSTRUMENTS CONNECTED WITH THE AGENCY'S ASSISTANCE TO THE DEMOCRATIC REPUBLIC OF THE CONGO IN CONTINUING A RESEARCH REACTOR PROJECT

Project Extension Agreement

The text [1] of the Project Extension Agreement between the Agency and the Government of the Democratic Republic of the Congo in connection with the Agency's additional assistance to that Government in continuing a research reactor project is reproduced in this document for the information of all Members. This Agreement entered into force on 27 September 1966.

---

[1] The footnotes to the text have been added in the present information circular.

PROJECT EXTENSION AGREEMENT

AGREEMENT BETWEEN THE INTERNATIONAL ATOMIC ENERGY AGENCY AND THE GOVERNMENT OF THE DEMOCRATIC REPUBLIC OF THE CONGO FOR ADDITIONAL ASSISTANCE BY THE AGENCY TO THE CONGO IN CONTINUING A RESEARCH REACTOR PROJECT

WHEREAS the International Atomic Energy Agency (hereinafter called the "Agency") has granted assistance to the Government of the Democratic Republic of the Congo (hereinafter called the "Congo") in continuing the execution for peaceful purposes of the TRICO research reactor project, pursuant to an agreement concluded between the Agency and the Congo on 27 June 1962 (hereinafter called the "Project Agreement") [2];

WHEREAS the Congo has addressed a further request to the Agency for assistance in connection with the supply of certain equipment for increasing the power of the TRICO reactor and improving its usefulness;

WHEREAS the Government of the United States of America (hereinafter called the "United States") has offered to make available to the Agency equipment to the value of US $50 000 (including the costs of transport) to meet the above request of the Congo;

WHEREAS the Board of Governors of the Agency, on 21 June 1963, approved the extension of the TRICO project proposed by the Congo, and the Director General of the Agency accepted the offer of the United States;

NOW, THEREFORE, the Agency and the Congo agree as follows:

ARTICLE I

The project defined in Article I of the Project Agreement is hereby extended to include the conversion of the 50-kilowatt Triga Mark I reactor at the TRICO centre of Lovanium University at Kinshasa into a 250-kilowatt Triga Mark II reactor.

ARTICLE II

The Agency hereby allocates to the project the equipment made available to it for this purpose by the United States and provides for the transfer of the equipment to the Congo free of charge. The costs of such transfer, in so far as they are not assumed by the United States, shall be borne by the Congo.

ARTICLE III

The Agency shall accept no liability with regard to the handling or the use of the equipment and shall furnish no warranty with respect to it. The Congo shall compensate the Agency and the United States and shall hold them harmless respecting any liability, including third party liability, in the event of a claim arising out of the use of the equipment supplied under this Agreement.

ARTICLE IV

The Project Agreement shall apply to the extended project defined herein. All the provisions of the Project Agreement in which reference is made to the TRICO reactor shall be understood to apply equally to the reactor during and after its conversion, as provided herein, and to the equipment to be transferred hereunder after it has been received by the Congo. No further action pursuant to Article VI of the Project Agreement shall be required for purposes of the conversion provided herein.

[2] INFCIRC/37, part III.

ARTICLE V

This Agreement shall enter into force upon signature by or on behalf of the Director General of the Agency and by the authorized representative of the Congo.

DONE at Kinshasa and Vienna, this 27th day of September 1966, in duplicate in the French language.

For the INTERNATIONAL ATOMIC ENERGY AGENCY:

(signed) SIGVARD EKLUND

For the GOVERNMENT OF THE DEMOCRATIC REPUBLIC OF THE CONGO:

(signed) JUSTIN-MARIE BOMBOKO