

NOTE IN SUPPORT OF ORAL EVIDENCE FROM PROSPECT LAW (RUPERT COWEN)

The table seeks to assist the BEIS Committee with its inquiry “**Leaving the EU; negotiation priorities for energy and climate change policy**”. It identifies the international multilateral and bilateral treaties affected by withdrawal from EURATOM.

MAIN NUCLEAR TREATIES AFFECTED BY WITHDRAWAL FROM EURATOM

	Title/Description	Date	Parties	Comments
1	Convention on the Physical Protection of Nuclear Material	1991,10,06	Signature: 1 980-06-13 ratification: 1 991-09-06	
2	Amendment to the Convention on the Physical Protection of Nuclear Material	2016-05-08		
3	Convention on Early Notification of a Nuclear Accident	1990-03-12		
4	Convention on Nuclear Safety	1996-10-24		The Euratom Treaty does not explicitly regulate the question of nuclear safety. In the judgement C-29/99 in 2002. [Judgement of the ECJ of 10 December 2002, <i>Commission v. Council</i> (C-29/99), ECR (2002) I-11221. Available on internet: < http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=CELEX:61999J0029:EN:PDF >62
5	Joint Convention on the Safety of Spent Fuel Management and on the Safety of Radioactive Waste Management	1990-03-12		
6	Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency	1990-03-12		
7	International Basic Safety Standards for Protection against Ionizing Radiation and for the Safety of Radiation Sources	1996		
8	The Principles of Radioactive Waste Management	1995		IAEA Safety Fundamentals
9	TREATY ON THE NON-PROLIFERATION OF NUCLEAR WEAPONS: <ul style="list-style-type: none"> • INFCIRC/263 – Nuclear Safeguards Act, 2000. 	1970		ET Safeguards Chapter: Article 81, (Regulation (EURATOM) 302/05).

Prospect Law Ltd

23 Berkeley Square, London W1J 6HE

T +44 (0)20 7947 5354

Regus House, Pegasus Business Park, Castle

Donington, Derbyshire DE74 2TZ

T +44 (0)1332 818 785

F +44 (0)20 7665 6650

E info@prospectlaw.co.uk

www.prospectlaw.co.uk

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UK BILATERAL NUCLEAR RELATED TREATIES (AS LISTED ON UK TREATINES ONLINE)

	Description	Date	Party	Comments	General Cooperation agreement?
11	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of India for Co-Operation in the Peaceful Uses of Nuclear Energy	13-Nov-2015	UK	Recites Euratom	Y
12	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the United Arab Emirates for Co-operation in the Peaceful Uses of Nuclear Energy	25-Nov-2010	UK	Recites Euratom	Y
13	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Hashemite Kingdom of Jordan for Co-operation in the Peaceful Uses of Nuclear Energy	22-Jun-2009	UK	Recites Euratom	Y
14	Agreement between the Government of Japan and the European Atomic Energy Community for co-operation in the peaceful uses of nuclear energy	24-Feb-2006	EURATOM		Y(E)
15	Agreement between the European Atomic Energy Community and the Cabinet of Ministers of Ukraine for Co-operation in the Peaceful Uses of Nuclear Energy	28-Apr-2005	EURATOM		Y(E)
16	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Ireland on the Early Notification of a Nuclear Accident or Incident of Radiological Significance and the Exchange of Information concerning the Operation and Management of Nuclear Facilities or Activities	10-Dec-2004	UK	Does not mention EURATOM or safeguards – concerns early notification etc.	N

17	Agreement for cooperation in the peaceful uses of nuclear energy between the European Atomic Energy Community (Euratom) and the Government of the Republic of Uzbekistan	06-Oct-2003	EURATOM		Y(E)
18	Supplementary Agreement to the Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Russian Federation on Cooperation in the Peaceful uses of Nuclear Energy of 3 September 1996	26-Jun-2003	UK	Does not itself reference safeguards or and Euratom, but is supplementary to earlier cooperation agreement (see below)	Y (sup)
19	Agreement for cooperation between the Government of the Republic of Kazakhstan and the European Atomic Energy Community in the field of controlled nuclear fusion	29-Nov-2002	EURATOM		Y(E)
20	Agreement for cooperation between the European Atomic Energy Community and the Government of the Russian Federation in the field of controlled nuclear fusion	03-Oct-2001	EURATOM		Y(E)
21	Agreement for Co-operation between the European Atomic Energy Community and the Government of the Russian Federation in the field of Nuclear Safety	03-Oct-2001	EURATOM		Y(E)
22	Exchange of Letters between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the French Republic concerning Nuclear Co-operation	09-Feb-2001	UK	Concerns classified defence related information	N
23	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Preparatory Commission for the Comprehensive Nuclear-Test-Ban Treaty Organisation on the conduct of activities, including post-certification activities, relating to international monitoring facilities for the Comprehensive Nuclear-Test-Ban Treaty	12-Nov-1999	UK	Concerns nuclear weapons test bans. No ref to Euratom	N
24	Agreement for Cooperation between the European Atomic Energy Community and the Cabinet of Ministers of Ukraine in the field of Nuclear Safety	23-Jul-1999	EURATOM		Y(E)
25	Agreement for Cooperation between the European Atomic Energy Community and the Cabinet of Ministers of Ukraine in the field of controlled nuclear fusion	23-Jul-1999	EURATOM		Y(E)

26	Cooperation Agreement between the European Atomic Energy Community and the Republic of Kazakhstan in the field of Nuclear Safety	19-Jul-1999	EURATOM		Y(E)
27	Agreement between Canada and the European Atomic Energy Community for co-operation in the area of Nuclear Research.	17-Dec-1998	EURATOM		Y(E)
28	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Japan for Co-operation in the Peaceful uses of Nuclear Energy, with Agreed Minutes.	25-Feb-1998	UK	Recites Euratom safeguards	Y
29	Agreement for cooperation in the peaceful uses of nuclear energy between the European Atomic Energy Community (Euratom) and the Government of the Argentine Republic	27-Jun-1997	EURATOM		Y(E)
30	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Russian Federation on Co-operation in the Peaceful Uses of Nuclear Energy	03-Sep-1996	UK	Refers to EURATOM membership – no detail. See supplementary agreement above	Y
31	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Swiss Federal Council concerning the Proposed Export by British Nuclear Fuels Plc to the Nordostschweizerische Kraftwerke AG of Dottingen, Switzerland of 12 Mixed Oxide Fuel Assemblies for the Purpose of Electricity Generation	09-Oct-1995	UK	Refers IAEA safeguards but not EURATOM	N (specific export)
32	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Republic of Indonesia concerning the proposed Export of Uranium by AEA Technology to the Government of the Republic of Indonesia BATAN Nuclear Fuel Element Centre	21-Jun-1995	UK	Refers IAEA safeguards but not EURATOM	N (specific export)

33	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Republic of Indonesia concerning the Proposed Export of Uranium by AEA Technology to the Government of Indonesia BATAN Nuclear Fuel Element Centre	19-Jul-1994	UK	Refers IAEA safeguards but not EURATOM	N (specific export)
34	Agreement in the form of Exchanges of Letters between the European Community and the European Bank for Reconstruction and Development on the Contribution of the Community to the Nuclear Safety Account	27-Apr-1994	EC / EBRD		N
35	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Australia concerning the Former United Kingdom Nuclear Test and Experimental Programme Sites at Maralinga, the Monte Bello Islands and Emu Field	10-Dec-1993	UK	No reference to safeguards or EURATOM	N (specific issue)
36	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Norway concerning the Proposed Export by British Nuclear Fuels PLC to the Organisation for Economic Co-operation and Development Halden Reactor Project, Oslo, of Uranium Oxide Powder	17-Feb-1992	UK		N (specific issue)
37	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Republic of Korea for Co-operation in the Peaceful Uses of Nuclear Energy.	27-Nov-1991	UK	Refers to EURATOM safeguards	Y
38	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Federal Republic of Germany concerning contracts between British Nuclear Fuels plc and the Deutsche Gesellschaft für Wiederaufbauarbeit von Kernbrennstoffen for the Reprocessing by British Nuclear Fuels plc of certain quantities of Irradiated Nuclear Fuel Elements	21-Mar-1991	UK		N

39	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Federal Republic of Germany concerning the Storage with an option for Reprocessing of Irradiated Nuclear Fuel by the United Kingdom Atomic Energy Authority	03-Aug-1990	UK		N
40	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Union of Soviet Socialist Republics on Early Notification of a Nuclear Accident and Exchange of Information concerning the Operation and Management of Nuclear Facilities and Protocol	10-Apr-1990	UK		N
41	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Swiss Confederation concerning Safeguards and Assurances relating to the Transfer of Nuclear Material from the United Kingdom to Switzerland.	10-Nov-1989	UK	No reference to Euratom (concerns transfer <u>to</u> Switzerland and IAEA safeguards)	N
42	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Norway on Early Notification of a Nuclear Accident and Exchange of Information concerning the Operation and Management of Nuclear Facilities.	24-Nov-1987	UK		N
43	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Denmark on Early Notification of a Nuclear Accident and Exchange of Information concerning the Operation and Management of Nuclear Facilities	19-Nov-1987	UK		N
44	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Peoples Republic of China for Co-operation in the Peaceful Uses of Nuclear Energy with Exchange of Letters	03-Jun-1985	UK	Recites EURATOM. Refers to IAEA safeguards	Y
45	Agreement in the field of decommissioning Nuclear Facilities, with appendix	01-Mar-1985		Fragment – check	???

46	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Spain concerning the Safeguards and Assurances relating to Transfers of certain Nuclear Material from the United Kingdom to Spain	18-Oct-1984	UK	No reference to EURATOM. Refers to IAEA safeguards	N
47	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Norway concerning the Safeguards and Assurances relating to a transfer of Nuclear Material from the United Kingdom to Norway	03-Jul-1984	UK	No reference to EURATOM. Refers to IAEA safeguards	N
48	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Sweden concerning the Safeguards and Assurances relating to Transfers of Nuclear Material from Sweden to the United Kingdom	16-May-1984	UK	Refers to Euratom and IAEA safeguards	N
49	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Sweden concerning the Safeguards and Assurances relating to Transfers of Nuclear Material from the United Kingdom to Sweden	16-May-1984	UK	No reference to EURATOM. Refers to IAEA safeguards	N
50	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Spain concerning the Safeguards and Assurances relating to a Transfer of Nuclear Material from the United Kingdom to Spain	14-Sep-1982	UK	No reference to EURATOM. Refers to IAEA safeguards	N
51	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Republic of Venezuela concerning the Safeguards and Assurances relating to a Transfer of Nuclear Material from the United Kingdom to Venezuela	09-Aug-1982	UK	No reference to EURATOM. Refers to IAEA safeguards	N

51	Exchange of Letters between the Prime Minister and the President of the United States of America and between the Secretary of State for Defence and the United States Secretary of Defence concerning the British Strategic Nuclear Force	11-Mar-1982	UK		N (defence related)
52	Agreement between the European Atomic Energy Community and the Government of Australia concerning Transfers of Nuclear Material from Australia to the European Atomic Energy Community (with Side Letters)	21-Sep-1981	EURATOM		N
53	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Swiss Confederation concerning the Safeguards and Assurances relating to a Transfer of Nuclear Material from the United Kingdom to Switzerland	15-Jul-1981	UK	No reference to EURATOM. Refers to IAEA safeguards	N
54	Exchange of Letters between the Prime Minister and the President of the United States and the Secretary of State for Defence and the United States Secretary of Defence concerning the British Strategic Nuclear Force	15-Jul-1980	UK		N (defence related)
55	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Greece concerning the Safeguards and Assurances relating to a Transfer of Nuclear Fuel from the United Kingdom to Athens University	11-Sep-1979	UK	No reference to EURATOM. Refers to IAEA safeguards	N
56	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Australia concerning Nuclear Transfers between the United Kingdom and Australia	24-Jul-1979		Refers to EURATOM, recognising the EURATOM safeguards agreements will superseded	N
57	Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Union of Soviet Socialist Republics on the prevention of Accidental Nuclear War	10-Oct-1977			N (defence related)
58	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Kuwait concerning Nuclear Co-operation	26-Jul-1975		No reference to EURATOM or safeguards	Y (but very brief and high level)

59	[UK joints ECC 1/1/73]				
60	Exchange of Notes concerning a Development Loan by the Government of the United Kingdom of Great Britain and Northern Ireland to the Government of the Republic of Chile towards the cost of a Nuclear Research Reactor (United Kingdom/Chile Loan 1969)	11-Mar-1969		No reference to Euratom or safeguards	N
61	Exchange of Notes concerning a Development Loan by the Government of the United Kingdom of Great Britain and Northern Ireland to the Government of the Republic of Chile towards the cost of a Nuclear Research Reactor (United Kingdom/Chile Loan 1969)	11-Mar-1969	UK	Duplicates previous	N
62	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Confederation of Switzerland concerning the transfer from Sweden to Switzerland of certain Nuclear Material supplied by the United Kingdom	12-Dec-1968	UK	Supply is to be treated as if under the cooperation agreement between Switzerland and EURATOM of August 1964	N
63	Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Socialist Republic of Romania concerning the Supply of certain Nuclear Research Material and Equipment to Romania	16-Jul-1968	UK	Refers to IAEA safeguards	N
64	Agreement and Supplementary Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the International Atomic Energy Agency for the Application of Safeguards with regard to the Bradwell Nuclear Power Station	20-Jun-1966	UK	No reference to EURATOM. Other agreements with IAEA are listed as multilateral, as EURATOM is included as a party)	

65	Exchange of Letters between the United Kingdom and Pakistan relating to the Supply and Use of Nuclear Material for peaceful Research Purposes	13- Oct- 1964	UK		?
66	Agreement for Co-operation between the European Atomic Energy Community (EURATOM) and the Government of the Argentine Republic concerning the Peaceful Uses of Nuclear Energy	04- Sep- 1962	UK	EURATOM	
67	Agreement (with annexes) between the Netherlands and EURATOM regarding the Installation at Petten of an Establishment of the Joint Nuclear Research Centre	25- Jul- 1961	EURATOM		