



Treaty Series No. 46 (1960)

Exchange of Notes

between the Government of the
United Kingdom of Great Britain and Northern Ireland
and the Government of the Kingdom of Denmark

regarding Co-operation in the
Promotion and Development of the
Peaceful Uses of Atomic Energy

Copenhagen, May 20, 1960

*Presented to Parliament by the Secretary of State for Foreign Affairs
by Command of Her Majesty
August 1960*

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HER MAJESTY'S STATIONERY OFFICE
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EXCHANGE OF NOTES BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE GOVERNMENT OF THE KINGDOM OF DENMARK REGARDING CO-OPERATION IN THE PROMOTION AND DEVELOPMENT OF THE PEACEFUL USES OF ATOMIC ENERGY

No. 1

Her Majesty's Chargé d'Affaires ad interim at Copenhagen to the Danish Prime Minister and Acting Minister for Foreign Affairs

British Embassy,

Monsieur le Ministre,

Copenhagen, May 20, 1960.

I have the honour to refer to the arrangements made between the United Kingdom Atomic Energy Authority (hereinafter referred to as "the Authority") and the Danish Atomic Energy Commission (hereinafter referred to as "the Commission") concerning co-operation in the promotion and development of the peaceful uses of atomic energy. In order to ensure that materials supplied by the Authority to the Commission during the course of collaboration shall be devoted solely to the promotion and development of the peaceful use of atomic energy, I have the honour to propose an Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Denmark in the following terms:

(1) The Government of Denmark shall ensure that

- (a) any reactor supplied from the United Kingdom to the Commission and any uranium, thorium or plutonium of any isotopic composition supplied by the Authority to the Commission and any plutonium or U-233 derived from the use of such reactor or source material shall be employed solely for the promotion and development of the peaceful uses of atomic energy;
- (b) any fuel elements supplied by the Authority to the Commission which may require processing shall be delivered to the Authority for processing or be processed in facilities approved by the Authority;
- (c) except as may be agreed between the Authority and the Commission, no alteration shall be made in the form and content of such fuel elements after their removal from the reactor and before their delivery to the Authority or to the facilities referred to in subparagraph (b) of this paragraph;
- (d) records shall be maintained relating to burn-up of reactor fuel supplied by the Authority pursuant to this Agreement and power levels of operation of reactors using it and reports shall be made to the Authority by the Commission on these subjects annually or at such other times as may be required in connexion with processing of the irradiated fuel; and

- (e) if the Authority so request, representatives of the Authority shall be permitted from time to time to inspect the condition and employment of any reactor or of any part of any fuel elements supplied pursuant to this Agreement or of any plutonium or U-233 derived from the use of such reactor or fuel elements. Such representatives may, at the discretion of the Government of Denmark, be accompanied by representatives of that Government.
- (2) The Danish Government shall guarantee that:
- (a) any material transferred to the Commission or to authorised persons under the jurisdiction of the Government of Denmark, pursuant to this Agreement, by lease, sale or otherwise, or material derived from the use of such material or of any reactor supplied pursuant to this Agreement, will be employed solely for the promotion and development of the peaceful uses of atomic energy and not for any military purpose; and
- (b) no such material will be transferred to unauthorised persons or beyond the jurisdiction of the Government of Denmark except with the prior consent in writing of the Authority.
- (3) If the Authority and the Commission decide to extend their co-operation beyond the field covered by this Agreement the Government of the United Kingdom and the Government of Denmark shall consult with each other to determine whether any modification is necessary in the provisions of the present Agreement.
- (4) After the establishment of a system of safeguards by the International Atomic Energy Agency or by the European Nuclear Energy Agency, established within the framework of the Organisation for European Economic Co-operation, the Government of the United Kingdom and the Government of Denmark shall consult with each other to determine in what respects and to what extent they desire to arrange for the controls and safeguards provided by the present Agreement to be administered by the International Atomic Energy Agency or by the European Nuclear Energy Agency. Such consultation shall take place on the request of either Contracting Party.
- (5) The present Agreement shall come into force upon this day's date and shall remain in force for a period of ten years. Thereafter it may be continued in force from time to time for such periods as may be agreed between the Government of the United Kingdom and the Government of Denmark.
- (6) If, after consultation as provided for in paragraph (4) above, the Governments are unable to reach agreement, either Government may terminate the present Agreement by giving twelve months' written notification to the other. In the event of such termination, all source and special nuclear materials received pursuant to this Agreement and which are in the possession of the Commission or in the possession of the Government of Denmark or any persons under their jurisdiction shall be returned to the Authority by the Government of Denmark.

If the above proposal is acceptable to the Government of Denmark, I have the honour to suggest that this Note, together with Your Excellency's reply to that effect, shall be regarded as constituting an Agreement between the two Governments on the above terms.

I have, &c.

R. W. SELBY.

No. 2

The Danish Prime Minister and Acting Minister for Foreign Affairs to Her Majesty's Chargé d'Affaires ad interim at Copenhagen

Udenrigsministeriet,

Sir,

Copenhagen, May 20, 1960.

I have the honour to acknowledge receipt of your note of May 20, 1960, regarding co-operation between the Government of the Kingdom of Denmark and the Government of the United Kingdom of Great Britain and Northern Ireland in the promotion and development of the peaceful uses of atomic energy, which reads as follows:

[As in No. 1]

In reply I have the honour to confirm to you that the proposals set forth in your note are acceptable to the Danish Government and that the Danish Government agrees that your note and this reply constitute an agreement between the two Governments on this subject to be effective upon this day's date.

I avail &c.

KAMPMANN.

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