



Treaty Series No. 18 (1995)

## 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's BATAN  
Nuclear Fuel Element Centre

Jakarta, 27 June and 19 July 1994

[The Agreement entered into force on 19 July 1994]

*Presented to Parliament  
by the Secretary of State for Foreign and Commonwealth Affairs  
by Command of Her Majesty  
March 1995*

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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 REPUBLIC OF INDONESIA  
CONCERNING THE PROPOSED EXPORT OF URANIUM BY  
AEA TECHNOLOGY TO THE GOVERNMENT OF INDONESIA'S  
BATAN NUCLEAR FUEL ELEMENT CENTRE**

No. 1

*The British Charge d'Affaires at Jakarta to the Minister of Foreign Affairs  
of the Republic of Indonesia*

*British Embassy  
Jakarta*

*27 June 1994*

Your Excellency,

I have the honour to refer to the proposed export by AEA Technology to the Government of Indonesia's BATAN Nuclear Fuel Element Centre of 70 kgs of uranium in the form of U308 powder containing the equivalent of 19.75% (ie 13.825 kgs) of U235 for the production of nuclear fuel elements.

In this connection I have the further honour to refer to the International Atomic Energy Agency (IAEA) document INFCIRC/254 and to state that the Government of the United Kingdom of Great Britain and Northern Ireland (hereinafter referred to as "The United Kingdom Government") base their nuclear export policies on this document.

So that the United Kingdom Government may give force to the guidelines set out in the appendix to that document (hereafter referred to as "the guidelines"), I have the honour to propose that the Government of Indonesia shall, in respect of the material described above, comply with the following conditions:

- (a) in accordance with paragraphs 1 and 2 of the guidelines, the material and any material derived from it shall be used only for peaceful purposes and shall not be used in any way which would result in any nuclear explosive device;
- (b) in accordance with paragraph 3 of the guidelines, the material shall be placed under effective physical protection in accordance with the protection characteristics set out in Annex B to the guidelines, the implementation of those measures of physical protection being the responsibility of the Government of Indonesia;
- (c) in accordance with paragraph 4 of the guidelines, IAEA safeguards shall apply to the material and any material derived from it; and
- (d) in accordance with paragraph 10 of the guidelines, the Government of Indonesia shall not transfer this material, or any materials which may be derived from it and which are identified in the trigger list in Part A of the Annex to the guidelines, to any third party unless the recipient of the transfer shall first have provided the Government of Indonesia with the same assurances as those required by the United Kingdom Government for the transfer of this material and the Government of Indonesia is satisfied as to the bona fides of such third party.

The principle of the implementation of safeguards for the material which it is proposed to export from the United Kingdom to Indonesia having been accepted, and in order that this implementation may be effective, the United Kingdom Government shall confirm officially to the Government of Indonesia the execution of the transfer providing the relevant information as to the quantity and form of the equipment, date of despatch and consignee.

If the foregoing proposals are acceptable to the Government of Indonesia I have the honour to propose that this Note and your reply in that sense shall constitute an Agreement between our two Governments which shall enter into force on the date of Your Excellency's reply.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

J. C. R. GRAY

No. 2

*The Acting Director General for Foreign Economic Relations of the Republic of  
Indonesia to the British Chargé d'Affaires at Jakarta*

*The Ministry of Foreign Affairs  
Jakarta*

*19 July 1994*

Your Excellency,

On behalf of the Minister for Foreign Affairs of the Republic of Indonesia, I have the honour to refer to Your Excellency's Note of 27 June 1994 which reads as follows:

[As in No. 1]

I have the honour to confirm that the foregoing proposals are acceptable to the Government of the Republic of Indonesia and that Your Excellency's Note and this reply shall constitute an Agreement between our two Governments in this matter which shall enter into force on today's date.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

RACHADI ISKANDAR

