



Treaty Series No. 28 (2011)

Exchange of Notes

between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Ireland terminating the Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Ireland establishing the Independent International Commission on Decommissioning signed at Belfast on 26 August 1997

London, 24 March 2011 and 30 March 2011

[The Agreement entered into force on 31 March 2011]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
July 2011*

© Crown copyright 2011

You may re-use this information (excluding logos) free of charge in any format or medium, under the terms of the Open Government Licence. To view this licence, visit <http://www.nationalarchives.gov.uk/doc/open-government-licence/> or e-mail: psi@nationalarchives.gsi.gov.uk.

Where we have identified any third party copyright information you will need to obtain permission from the copyright holders concerned.

Any enquiries regarding this publication should be sent to us at Treaty Section, Foreign and Commonwealth Office, King Charles Street, London, SW1A 2AH

This publication is also available on <http://www.official-documents.gov.uk/>

ISBN: 9780101814720

Printed in the UK by The Stationery Office Limited
on behalf of the Controller of Her Majesty's Stationery Office

ID: 2442300 07/11 19585 13712

Printed on paper containing 30% recycled fibre content minimum.

**EXCHANGE OF NOTES BETWEEN THE GOVERNMENT OF THE
UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND
AND THE GOVERNMENT OF IRELAND TERMINATING THE
AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED
KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE
GOVERNMENT OF IRELAND ESTABLISHING THE INDEPENDENT
INTERNATIONAL COMMISSION ON DECOMMISSIONING
SIGNED AT BELFAST ON 26 AUGUST 1997**

No. 1

The Europe Directorate of the Foreign and Commonwealth Office to the Embassy of Ireland, London

24 March 2011
Foreign and Commonwealth Office, London

Note number: 002

Embassy of Ireland
London
SW1X 7HR

1. The Europe Directorate of the Foreign and Commonwealth Office presents its compliments to the Embassy of Ireland in London and has the honour to refer to the Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Ireland establishing the Independent International Commission on Decommissioning, signed at Belfast on 26 August 1997 (“the Decommissioning Agreement”)¹.
2. The Foreign and Commonwealth Office also has the honour to inform the Embassy of Ireland of the intention of the Government of the United Kingdom of Great Britain and Northern Ireland to terminate the Decommissioning Agreement in accordance with Article 12 of the Decommissioning Agreement with effect from 31 March 2011.
3. The Foreign and Commonwealth Office also has the honour to inform the Embassy of Ireland that subject to the Government of Ireland agreeing to the same the Government of the United Kingdom of Great Britain and Northern Ireland shall extend the non-disclosure obligations under Article 8 of the Decommissioning Agreement with the effect that members of the Commission, members of the staff of the Commission, persons carrying out work for or giving advice to the Commission and agents of the Commission shall continue to be bound not to

¹ Treaty Series No. 54 (1997) Cm 3753

disclose any information obtained in the course of the performance of their functions as such members or persons.

4. The Foreign and Commonwealth Office also has the honour to inform the Embassy of Ireland that subject to the Government of Ireland agreeing to the same the Government of the United Kingdom of Great Britain and Northern Ireland shall extend privileges and immunities conferred or provided to relevant individuals by domestic legislation pursuant to Article 6 of the Decommissioning Agreement.

5. The Foreign and Commonwealth Office also has the honour to inform the Embassy of Ireland that subject to the Government of Ireland agreeing to the same the Government of the United Kingdom of Great Britain and Northern Ireland shall continue to respect the inviolability of the official archives of the Independent International Commission on Decommissioning. This is subject to any waiver of that inviolability by either Government with the agreement of the other.

6. The Foreign and Commonwealth Office would be grateful for confirmation from the Embassy of Ireland that the Government of Ireland agrees to terminate the Decommissioning Agreement in accordance with Article 12 of the Decommissioning Agreement with effect from 31 March 2011 and that it agrees to the same obligations as the Government of the United Kingdom of Great Britain and Northern Ireland as set out in paragraphs 3-5 of this Note.

7. If this is acceptable to the Government of Ireland, it is proposed that this Note together with the Note of reply from the Embassy of Ireland shall constitute an agreement between the two Governments in these matters.

8. The Europe Directorate of the Foreign and Commonwealth Office avails itself of this opportunity to renew to the Embassy of Ireland the assurances of its highest consideration.

Europe Directorate
Foreign and Commonwealth Office
London
SWIA 2AH

No. 2

Embassy of Ireland, London, to the Europe Directorate of the Foreign and Commonwealth Office, London

30 March 2011
Embassy of Ireland, London

Note number: FCO/30/03/11

Europe Directorate
Foreign and Commonwealth Office
London

The Embassy of Ireland presents its compliments to the Europe Directorate of the Foreign and Commonwealth Office and has the honour to refer to its Note No: 002 of 24 March 2011 informing the Embassy of the intention of the Government of the United Kingdom of Great Britain and Northern Ireland to terminate the Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Ireland establishing the Independent International Commission on Decommissioning, signed at Belfast on 26 August 1997 (“the Decommissioning Agreement”) with effect from 31 March 2011.

The Embassy of Ireland has the honour to inform the Foreign and Commonwealth Office that the Government of Ireland agrees to terminate the Decommissioning Agreement in accordance with Article 12 of the Decommissioning Agreement with effect from 31 March 2011.

The Embassy of Ireland also has the honour to confirm, in accordance with paragraphs 3-5 of Note No: 002 of 24 March 2011 and on the basis, as set out therein, that the Government of the United Kingdom of Great Britain and Northern Ireland agrees to the same obligations, that:

- (i) the Government of Ireland shall extend the non-disclosure obligations under Article 8 of the Decommissioning Agreement with the effect that members of the Commission, members of the staff of the Commission, persons carrying out work for or giving advice to the Commission and agents of the Commission shall continue to be bound not to disclose any information obtained in the course of the performance of their functions as such members or persons;

- (ii) the Government of Ireland shall extend privileges and immunities conferred or provided to relevant individuals by domestic legislation pursuant to Article 6 of the Decommissioning Agreement; and
- (iii) the Government of Ireland shall continue to respect the inviolability of the official archives of the Independent International Commission on Decommissioning. This is subject to any waiver of that inviolability by either Government with the agreement of the other.

The Embassy has the honour to confirm that the Government of Ireland is in agreement that Note number 002 of 24 March 2011 from the Foreign and Commonwealth Office together with this Note of Reply shall constitute an agreement between the two Governments in these matters.

The Embassy of Ireland avails itself of this opportunity to renew to the Europe Directorate of the Foreign and Commonwealth Office the assurances of its highest consideration.

Embassy of Ireland
London

30 March 2011



information & publishing solutions

Published by TSO (The Stationery Office) and available from:

Online

www.tsoshop.co.uk

Mail, Telephone, Fax & E-mail

TSO

PO Box 29, Norwich, NR3 1GN

Telephone orders/General enquiries: 0870 600 5522

Order through the Parliamentary Hotline Lo-Call 0845 7 023474

Fax orders: 0870 600 5533

E-mail: customer.services@tso.co.uk

Textphone: 0870 240 3701

The Parliamentary Bookshop

12 Bridge Street, Parliament Square

London SW1A 2JX

Telephone orders/General enquiries: 020 7219 3890

Fax orders: 020 7219 3866

Email: bookshop@parliament.uk

Internet: <http://www.bookshop.parliament.uk>

TSO@Blackwell and other Accredited Agents

Customers can also order publications from:

TSO Ireland

16 Arthur Street, Belfast BT1 4GD

Tel 028 9023 8451 Fax 028 9023 5401

ISBN 978-0-10-181472-0



9 780101 814720