

**REGIONAL CO-OPERATIVE AGREEMENT FOR RESEARCH,
DEVELOPMENT AND TRAINING RELATED TO NUCLEAR
SCIENCE AND TECHNOLOGY, 1987**

WHEREAS it is a function of the International Atomic Energy Agency (hereinafter called the "Agency") to encourage and assist research on, and the development and practical application of, atomic energy for peaceful uses, which function can be fulfilled by furthering co-operation between its Member States and by assisting their atomic energy programmes;

WHEREAS the Governments party to this Agreement (hereinafter called the "Governments") recognize that, within their individual national atomic energy programmes, there exist areas of common interest wherein mutual co-operation can promote the more efficient utilization of available resources; and

WHEREAS, under the auspices of the Agency, the Governments desire to enter into a Regional Agreement to encourage such co-operative activities;

NOW, THEREFORE, it is agreed as follows:

ARTICLE I

Section1. The Governments agree, in co-operation with each other and the Agency, to promote and co-ordinate co-operative research, development and training projects in nuclear science and technology through their appropriate national institutions.

ARTICLE II

Section 2. Any Government party to this Agreement may initiate a co-operative project by means of a written proposal to the Agency, which shall, upon receipt of such proposal, notify the other Governments party to this Agreement thereof.

Section 3. Upon receipt of the notification referred to in Section 2, each other Government party to the Agreement shall inform the Agency whether, in principle, it is interested in participating in the co-operative project so proposed.

Section4. Provided that at least two Governments in addition to the Government which has proposed the co -operative project pursuant to Section 2 are interested in participating in such

project, the Agency and the interested Governments shall enter into negotiations with a view to establishing the project.

Section5. Upon completion of such negotiations the Agency shall prepare an agreement which shall inter alia:

- (i) Define the parties, the co-operative project and the manner of implementing it. In defining the manner of implementation of the co-operative agreement, provision shall, inter alia, be made for the establishment of a Scientific Coordinating Committee;
- (ii) Provide for the application of the health and safety measures specified in Agency document INFCIRC/18;
- (iii) Contain an undertaking by the Governments against military use of the assistance provided for the project;
- (iv) Provide for the settlement of disputes;
- (v) Specify the liability of the parties thereto; and
- (vi) Set forth any other provisions as may be appropriate.

Section6. With the consent of the parties to an agreement referred to in Section 5, any other Member State of the Agency may participate in the co-operative project to which that agreement relates or may enter into a Collaboration Agreement with the parties to that agreement.

Section7. The Agency will endeavor to support any projects established pursuant to Sections 2 to 5, by means of technical assistance and its other programmes. Any assistance provided by the Agency shall be provided, mutatis mutandis, in accordance with the normal rules and procedures governing such assistance.

ARTICLE III

Section8. The progress of co-operative projects established pursuant to the agreements referred to in Section 5 shall be considered at a meeting of representatives of the Governments party to this Agreement and of the Agency, to be convened by the Agency and held in conjunction with the annual session of the General Conference of the Agency. The said meeting shall also consider any proposals current at the time of the meeting for the establishment of co-operative projects in accordance with Sections 2 and 3.

ARTICLE IV

Section 9. Any Member State of the Agency in the area "South Asia", "South East Asia and the Pacific", or the "Far East" may become a party to this Agreement by notifying its acceptance thereof to the Director General of the Agency.

Section 10. This Agreement shall enter into force upon receipt by the Agency of the second notification of acceptance from a Member State of the Agency within the areas referred to in Section 9. With respect to Governments accepting the Agreement thereafter, it shall enter into force on the date of such acceptance.

Section 11. This Agreement shall continue in force for a period of five years from the date of the second notification of acceptance.

Nepal Law Commission