

ESI-CIL Nuclear Governance Project

A multidisciplinary research project by the Energy Studies Institute & Centre for International law

**Workshop on Treaty Management in International Organisations: Lessons Learnt
and ASEAN Practice**
Jakarta, 10:20-10:40, 2 December 2016

- Internal Procedure on the Conclusion of International Agreements by the IAEA -

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IAEA and Treaties contd.

- Treaties fall into three categories:

1. **Treaties under IAEA auspices**

2. **Agreements to which the IAEA is a party (see Handout)**

3. *IAEA-related treaties*

(i.e. not concluded under IAEA auspices and IAEA is not a party but are relevant to IAEA's work and may envisage roles and responsibilities.)

Agreements to which the IAEA is Party



- Int'l agreements concluded by IAEA in its own right as an int'l organization with individual States or other int'l organizations.
- These agreements confer rights and obligations on the IAEA.
- Overwhelming bulk of such agreements to which IAEA is a party are bilateral agreements e.g. Safeguards Agreements.

Types of Agreements



Signing of the IAEA Headquarters Agreement with Austria

- IAEA Agreements with the UN
- Co-operation Agreements Between IAEA and UN Specialized Agencies
- IAEA Headquarters Agreement with Austria and Related Agreements
- Co-operation agreements with Regional IGOs

Types of Agreements contd.



- Agreement on the Privileges and Immunities of the International Atomic Energy Agency
- Safeguards Agreements (SGs)



- Revised Supplementary Agreement Concerning the Provision of Technical Assistance by the IAEA (RSA)

Role of the Director General (DG) and Policy-making Organs



IAEA Director General Yukiya Amano

- The IAEA Statute does not grant the DG any function in connection with the conclusion of int'l agreements other than P&I Agreements (Article XV.C).
- Nevertheless, in practice, all int'l agreements are concluded on behalf of the IAEA by DG or his/her authorized representative.
- The policy-making organs (Board of Governors and General Conference) respectively play roles in the development and approval of int'l agreements, as well as providing for the DG's role in relation to such agreements.

Role of the Office of Legal Affairs (OLA)



Peri Lynne Johnson, Legal Adviser and Director, IAEA Office of Legal Affairs

- OLA acts as the depositary for all int'l agreements concluded by the IAEA (IAEA Administrative Manual).
- As such, OLA as a minimum, is responsible for the safekeeping of those agreements.
- In respect of some agreements, responsibilities are shared among the three Sections in OLA i.e.

Revised Supplementary Agreement Concerning the Provision of Technical Assistance by the IAEA (RSA)



*HE Mr. Keshab Prasad Bhattarai, Secretary of Science and Technology, Government of Nepal.
IAEA Headquarters, 21 February 2012*

- State informs of its decision to conclude an RSA.
- The text is based on a model text of the RSA (UNDP SBBA concluded and not concluded).
- Generally, entry into force upon signature, followed by updating the status list and some of the other actions identified in first presentation.

IAEA Contact Info.

For more information regarding treaty law at the IAEA, please contact:

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The screenshot displays the IAEA website's 'Treaties Under IAEA's Auspices' page. The header includes the IAEA logo and navigation tabs for 'About Us', 'Our Work', 'News Centre', 'Publications', and 'Nucleus'. The main content area features a large graphic with the word 'treaties' in a stylized font. Below this, there is an 'Overview' section with a brief description and language links (Arabic, Chinese, English, French, Russian, Spanish). An 'Organizational' section lists various agreements, and a 'Nuclear Safety' section lists specific conventions. The right sidebar contains sections for 'IAEA Treaty Event', 'IAEA Statute', 'Reports and Documents', and 'Related Resources'.

THANK YOU

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www.nucleargovernance.sg