

# 1957 PROTOCOL CONCERNING THE ENTRY INTO FORCE OF THE AGREEMENT BETWEEN THE UNITED NATIONS AND THE INTERNATIONAL ATOMIC ENERGY AGENCY

*Adopted in Vienna, Austria on 23 October 1957*

Article XVI of the Statute of the International Atomic Energy Agency authorizes the Agency to enter into an agreement establishing an appropriate relationship between the Agency and the United Nations, which agreement shall provide for the submission by the Agency of reports to the United Nations and the consideration by the Agency of resolutions relating to it adopted by the General Assembly or any of the Councils of the United Nations.

Annex I of the Statute adopted by the Conference on the Statute of the International Atomic Energy Agency directed the Preparatory Commission of the Agency to enter into negotiations with the United Nations with a view to the preparation of a draft agreement for submission to the General Conference and to the Board of Governors.

The General Assembly of the United Nations, during its eleventh session in 1956, adopted a resolution authorizing the Secretary-General's Advisory Committee on the Peaceful Uses of Atomic Energy to negotiate with the Preparatory Commission of the International Atomic Energy Agency a draft relationship agreement for submission to the General Assembly, based on the principles set forth in a study prepared by the Secretary-General in consultation with the Advisory Committee.

After some preliminary negotiations, a joint meeting was held on 24 June 1957 between the Advisory Committee on the Peaceful Uses of Atomic Energy and the Preparatory Commission of the International Atomic Energy Agency. At that time the text of the draft agreement was considered and approved, with the exception of the word "primarily" which had originally appeared in the phrase "the United Nations recognizes the International Atomic Energy Agency ... as the agency under the aegis of the United Nations as specified in this Agreement primarily responsible for international activities concerned with the peaceful uses of atomic energy ..." (Article I, par.1). In an exchange of correspondence between Mr. Carlos A. Bernardes, President of the Preparatory Commission, and Mr. Dag Hammarskjöld, Secretary-General of the United Nations and Chairman of the Advisory Committee, it was agreed that the following statement should be included in the record, as indicating the understanding of the parties concerning this provision of the agreement:

"With regard to paragraph 1 of Article I of the draft agreement, it is noted that the Agency, which is established for the specific purpose of dealing with the peaceful uses of atomic energy, will have the leading position in this field".

The Board of Governors of the International Atomic Energy Agency on 11 October 1957 recommended to the General Conference of the Agency the adoption of the Agreement. On 23 October 1957, the General Conference, during its first special session, approved the Agreement, taking note of the exchange of correspondence between the President of the Preparatory Commission and the Secretary-General of the United Nations.

The Advisory Committee on the Peaceful Uses of Atomic Energy recommended approval of the Agreement to the General Assembly of the United Nations. On 14 November 1957 the General Assembly, during its twelfth session, approved the Agreement, taking note of the exchange of correspondence between the President of the Preparatory Commission and the Secretary-General of the United Nations.

Article XXIV of the Agreement provides that it shall come into force on its approval by the General Assembly of the United Nations and the General Conference of the International Atomic Energy Agency.

The Agreement accordingly came into force on 14 November 1957.

A copy of the authentic text of the Agreement is attached hereto.

IN FAITH WHEREOF we have appended our signatures on the dates appearing beneath our respective names to two original copies of the present Protocol, the text of which consists of versions in the English and French languages which are equally authentic. One of the original copies will be filed and recorded with the Secretariat of the United Nations and the other will be deposited in the archives of the International Atomic Energy Agency.

(signed) Dag Hammarskjöld  
Secretary-General of the United Nations  
This 10th day of August 1959

(signed) Sterling Cole  
Director General of the International Atomic Energy Agency  
This 19th day of June 1959