



Treaty Series No.51 (1992)

## Exchange of Notes

between the Government of the  
United Kingdom of Great Britain and Northern Ireland  
and the Government of the Kingdom of Norway

concerning the Proposed Export by  
British Nuclear Fuels PLC to the  
Organisation for Economic Co-operation and  
Development Halden Reactor Project, Oslo, of  
Uranium Oxide Powder

Oslo, 22 January and 17 February 1992

[The Agreement entered into force on 17 February 1992]

*Presented to Parliament  
by the Secretary of State for Foreign and Commonwealth Affairs  
by Command of Her Majesty  
July 1992*

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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 KINGDOM OF NORWAY  
CONCERNING THE PROPOSED EXPORT BY BRITISH NUCLEAR FUELS PLC  
TO THE ORGANISATION FOR ECONOMIC CO-OPERATION AND  
DEVELOPMENT HALDEN REACTOR PROJECT, OSLO, OF  
URANIUM OXIDE POWDER**

**No. 1**

*Her Majesty's Ambassador at Oslo to the Minister for Foreign Affairs of the Kingdom of Norway*

*British Embassy*

*Oslo*

*22 January 1992*

Note No. 9

Your Excellency,

I have the honour to refer to the proposed export by British Nuclear Fuels PLC (BNFL PLC) to the Organisation for Economic Co-operation and Development Halden Reactor Project at Oslo in Norway of approximately 200 kgs of Enriched Uranium in the form of Uranium Oxide Powder at an enrichment of <5% U235 for the purpose of fuel manufacture for use in the Norwegian power programme.

In this connection I have the further honour to refer to 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, I have the honour to propose that the Government of the Kingdom of Norway (hereinafter referred to as "The Government of Norway") 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 Norway.
- (c) In accordance with paragraph 4 of the guidelines IAEA safeguards shall apply to the material and any material derived from it.
- (d) In accordance with paragraph 10 of the guidelines the Government of Norway shall not transfer any materials which may be derived from this material and which are identified in the trigger list in Part A of the Annex to IAEA document INFCIRC/254 to any third party unless the recipient of the transfer shall first have provided the Government of Norway with the same assurances of those required by the United Kingdom Government for the transfer of this material and the Government of Norway 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 Norway having been accepted, and in order that this implementation may be effective, the United Kingdom Government shall confirm officially to the Government of Norway the execution of the transfer providing the relevant information as to the quantity and form of the material, date of despatch and consignee.

If the foregoing proposals are acceptable to the Government of Norway 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 assurance of my highest consideration.

D. J. E. RATFORD

No. 2

*The Minister for Foreign Affairs of the Kingdom of Norway  
to Her Majesty's Ambassador at Oslo*

*Ministry of Foreign Affairs  
Oslo  
17 February 1992*

Your Excellency,

I have the honour to refer to Your Excellency's Note of 22 January 1992 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 Kingdom of Norway and that Your Excellency's Note and this reply should 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 assurance of my highest consideration.

THORVALD STOLTENBERG

