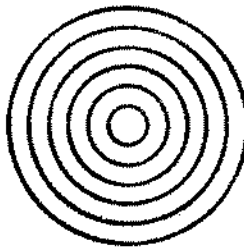


AGENCY FOR THE  
PROHIBITION OF NUCLEAR WEAPONS  
IN LATIN AMERICA



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GENERAL CONFERENCE  
Ninth Regular Session  
/Agenda Item 11 a)/  
Mexico City, 7-9 May 1985

RESOLUTION 190 (IX)

APPLICATION OF ARTICLE 13 OF THE TREATY OF TLATELOLCO

The General Conference,

Recalling that Article 13 of the Treaty of Tlate-  
lolco establishes, for the States Parties to the same, the  
obligation to conclude, within a pre-determined period of time  
agreements for the application of the Safeguards System of the  
International Atomic Energy Agency to the nuclear activities of  
these States Parties;

Observing in the Report of the Secretary General,  
which appears in document CG/264, that the Safeguards Agreements  
referred to in Article 13 of the Treaty, have, to date, been  
formalized only by the Governments of 18 Member States; and  
that the negotiations of the five remaining Member States have  
not been initiated or are still at a very preliminary stage;

Observing similarly that of these five States,  
three, Antigua and Barbuda, Barbados and Trinidad and Tobago,  
have not yet initiated the negotiation of the respective  
agreements and, the other two, Bahamas and Grenada, in spite of  
having begun negotiation some time ago, have not yet concluded  
it;

Considering that it is necessary to reiterate the interpretation of Article 13 of the Treaty of Tlatelolco, made insistently by the General Conference in the sense that the expiration of the period of time therein established to initiate negotiations or to conclude the respective agreement, does not imply the end of the obligation to negotiate and conclude them;

Considering also that in view of the fact that Antigua and Barbuda, Barbados and Trinidad and Tobago have not initiated negotiations, it is appropriate to reaffirm the interpretation of the aforementioned Article 13 made by the General Conference of OPANAL, and supported by the International Atomic Energy Agency, that the obligation to negotiate and conclude agreements, also exists for the States Parties to the Treaty which do not yet have nuclear activities nor programmes;

Considering finally that not to negotiate or conclude agreements constitutes a non-compliance of the Treaty of Tlatelolco under the terms of Article 20.1 of the Treaty;

Bearing in mind the goodwill demonstrated by the International Atomic Energy Agency in granting all the facilities for the negotiation and conclusion of the Safeguards Agreements referred to in Article 13 of the Treaty, and

Mindful of its earlier Resolutions and particularly Resolution 167 (VIII),

Resolves:

1. To reiterate its satisfaction to the Governments of the Bahamas and Grenada which have already completed the stage of negotiation of these Agreements, urging them to proceed to formalize them as early as possible.

2. To appeal to the Governments of Antigua and Barbuda and Trinidad and Tobago which have still not initiated or begun negotiation of these Agreements with the International Atomic Energy Agency, to make every effort to complete this stage in the very near future, in order to comply with the obligations which derive from Article 13 of the Treaty of Tlatelolco; the compliance of these obligations is obviously essential for the proper functioning of the Control System established by the Treaty itself.

3. To reiterate that negotiation or formalization of the Agreements, after the period of time stipulated in Article 13 of the Treaty of Tlatelolco, and in spite of repeated appeals from the General Conference, constitutes non-compliance with the Treaty according to the provisions of Article 20, paragraph 1.

4. To recall that the Government of the Argentine Republic informed the Seventh Regular Session of the General Conference that in view of its integration into the nuclear-free Zone established by the Treaty of Tlatelolco, already took steps with the International Atomic Energy Agency, leading to the conclusion of the Safeguards Agreement which would be applicable to that country based on Article 13 of the Treaty.

5. To acknowledge the goodwill of both, the Director General of the International Atomic Energy Agency and its staff in facilitating the negotiation of Safeguards Agreements with Member States of OPANAL.

6. To thank the Secretary General for the collaboration which he has given to various Governments of Member States for the negotiation of these Agreements and to ask him to continue to do so until all Governments have regularized their situation in respect of Article 13 of the Treaty.