

No. 26760

**UNITED STATES OF AMERICA
and
INTERNATIONAL ATOMIC
ENERGY AGENCY**

Memorandum of Understanding concerning provision by the United States Nuclear Regulatory Commission to the International Atomic Energy Agency of experts in the various fields of peaceful application of atomic energy. Signed at Vienna on 29 May 1981, and at Bethesda on 16 September 1981

Authentic text: English.

Registered by the United States of America on 8 August 1989.

**ÉTATS-UNIS D'AMÉRIQUE
et
AGENCE INTERNATIONALE
DE L'ÉNERGIE ATOMIQUE**

Mémorandum d'accord relatif à la fourniture par la « Nuclear Regulatory Commission » des États-Unis à l'Agence internationale de l'énergie atomique d'experts dans les divers domaines d'application de l'énergie atomique à des fins pacifiques. Signé à Vienne le 29 mai 1981, et à Bethesda le 16 septembre 1981

Texte authentique : anglais.

Enregistré par les États-Unis d'Amérique le 8 août 1989.

MEMORANDUM OF UNDERSTANDING¹ BETWEEN THE UNITED STATES OF AMERICA AND THE INTERNATIONAL ATOMIC ENERGY AGENCY

1. The International Atomic Energy Agency (hereinafter the "Agency") undertakes to make available to developing countries among its Member States, within the framework of its Regular Programme of Technical Assistance or as executing Agency for the United Nations Development Programme, the services of technical co-operation experts in the various fields of the peaceful applications of atomic energy, including nuclear safety.

2. The United States Nuclear Regulatory Commission (hereinafter the "USNRC") has declared its willingness to make available to the Agency upon request qualified experts for the services mentioned under paragraph one above in the field of nuclear safety.

3. The exact nature of the services involved (description of duties, duration of the assignment, dates, duty station, etc.) will be subject in each case to the exchange of communications between the Agency and the USNRC. The financial conditions are set forth in paragraphs 6 and 7 below.

4. In line with existing procedures for the provision of experts in countries requesting technical assistance, any candidate nominated by the USNRC will have to be officially accepted (cleared) by the recipient Government.

5. The terms of this Memorandum of Understanding will apply in each specific case only after:

a) An agreement has been reached between the Agency and the USNRC on the basis of the exchange of communications mentioned in paragraph three above; and

b) The official acceptance (clearance) of the candidate by the recipient Government, as mentioned in paragraph four above, has been received by the Agency.

Now, therefore, the Agency and the USNRC agree as follows:

6. The USNRC will continue to pay the experts' salary, compensation and benefits, and they shall not be entitled to any direct benefit, payment, subsidy or compensation from the Agency arising out of, or in connection with, the performance of their services under this Memorandum of Understanding, with the exception of those indicated in paragraph 7 below.

7. The Agency will pay the experts' travel expenses from their place of residence to their duty station (via Vienna if required) by air economy class round trip (excursion fare whenever possible) as well as their daily subsistence allowance at UN rates for the duration of their assignment. They will be furthermore entitled to ten kilos excess accompanied baggage at [the] Agency's expenses.

8. The experts will submit a written report to the Agency within thirty days of the completion of their assignment. Whenever necessary the experts may be requested by the Agency to pay short visits to the Agency in Vienna for briefing on their way to the duty station and/or for debriefing on their way back home (in which

¹ Came into force on 16 September 1981 by signature.

case their airtickets would be routed through Vienna accordingly, at [the] Agency's expenses).

9. The experts will perform their services and regulate their conduct in accordance with such direction and instructions, which are consistent with their relationship with the Agency, as may be given them by, or on behalf of, the Director General of the Agency.

10. Consistent with the provisions of the Agency's Statute,¹ its Staff Rules and Regulations, the experts will refrain from disclosing any industrial secret or other confidential information made known to them by reasons of their performing the above services, except upon authorization by the Agency.

For the International Atomic
Energy Agency:

[Signed]

M. SCHLOSBERG
Head, Experts Section
Division of Technical Assistance

For the United States Nuclear
Regulatory Commission:

[Signed]

WILLIAM J. DIRCKS
Executive Director for Operations

Place: Vienna, Austria

Date: 29 May 1981

Place: Bethesda, Maryland

Date: September 16, 1981

¹ United Nations, *Treaty Series*, vol. 276, p. 3, and vol. 471, p. 334.