

# General Conference

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**Fiftieth (2006) Regular Session**

## Committee of the Whole

### Record of the Fifth Meeting

*Held at the Austria Centre, Vienna, on Thursday, 21 September 2006, at 10.15 a.m.*

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The composition of delegations attending the session is given in document GC(50)/INF/8/Rev.1.

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<sup>1</sup> GC(50)/21.

**Abbreviations used in this record:**

AU-PATTEC	African Union's Pan African Tsetse and Trypanosomosis Eradication Campaign
CPPNM	Convention on the Physical Protection of Nuclear Material
PACT	Programme of Action for Cancer Therapy
SIT	sterile insect technique

## **15. Nuclear security — measures to protect against nuclear terrorism**

(GC(50)/13 and Mod.1; GC(50)/COM.5/L.10)

1. The representative of FRANCE, introducing the draft resolution contained in document GC(50)/COM.5/L.10 and entitled “Progress on measures to protect against nuclear and radiological terrorism”, said that it was the result of extensive consultations.
2. The draft resolution highlighted — inter alia — the efforts made by the international community in the area of nuclear security during the past year, the importance of the Agency’s Nuclear Security Plan 2006-2009, and the Agency’s assistance to States in the area of nuclear security. Also, Member States were encouraged to become parties to the amended CPPNM and the International Convention for the Suppression of Acts of Nuclear Terrorism.
3. In addition, all States were called on not to provide any form of support to non-State actors that committed or intended to commit acts of terrorism.
4. The representative of YEMEN informed the Committee that the procedures for ratifying the amended CPPNM were well under way in his country.
5. The representative of CANADA said that his country had strengthened its regulatory framework for the physical protection of nuclear materials and facilities, with the publication of amendments to its nuclear security regulations which were in line with the amendments made to the CPPNM. Also, in implementing the Code of Conduct on the Safety and Security of Radioactive Sources, it had established a web-based radioactive source tracking system which would improve its import/export control regime for such sources.
6. Canada had decided to contribute an additional four million Canadian dollars to the Nuclear Security Fund.
7. The representative of SOUTH AFRICA said that his delegation would prefer preambular paragraph (h) to begin with “Noting” rather than “Welcoming” as South Africa had expressed concern in the Security Council regarding the extension of the mandate of the 1540 Committee.
8. He suggested that the word “act” in operative paragraph 4 be replaced by “strive”.
9. Referring to operative paragraph 6, he proposed that the words “terrorism, including and in particular acts of” be deleted, since people who were regarded as terrorists by one State might be regarded as constituting a national liberation movement by another State.
10. With regard to the last part of operative paragraph 6, his delegation wondered what assistance the Secretariat would be expected to provide.
11. With regards to operative paragraph 10, his delegation would like the phrase “Notes the outcome of the international symposium” to be modified. South Africa had participated in the symposium in question and had expressed concern about the outcome.
12. The representative of FRANCE said that the changes to preambular paragraph (h) and operative paragraphs 4 and 6 proposed by the representative of South Africa were acceptable to his delegation.

13. The representative of the UNITED STATES OF AMERICA proposed that operative paragraph 10 be amended to read “Takes note of the international symposium ...”.
14. The representative of PAKISTAN proposed that the words “and initiatives by” in preambular paragraph (g) be deleted and said that his delegation would not object to the addition of the phrase “and noting the relevant initiatives” at the end of the paragraph.
15. He also proposed that “calls upon” in operative paragraph 4 be replaced by “invites”.
16. Referring to operative paragraph 6, he proposed amending the words “to provide assistance upon request to Member States” to read “to provide such assistance as is within the scope of the Agency’s statutory responsibilities upon request to Member States”.
17. He endorsed the amendment proposals made by the representatives of South Africa.
18. The representative of the ISLAMIC REPUBLIC OF IRAN expressed support for the amendment proposals made by the representative of Pakistan.
19. The representative of CUBA said that her delegation welcomed the amendment proposals made by the representative of South Africa.
20. The representative of GERMANY said that his delegation could accept the amendment proposals made by the representative of Pakistan.
21. The representative of TURKEY expressed support for the amendment proposals made by the representative of Pakistan.
22. The representative of FRANCE, referring to operative paragraph 9, said he understood that the delegation of the Russian Federation would like “, in particular” to be replaced by “and” and the words “and determination” to be inserted after “with the detection”.
23. The CHAIRMAN took it that the Committee wished to recommend to the General Conference that it adopt the draft resolution contained in document GC(50)/COM.5/L.10 with: the deletion of “and initiatives by” in preambular paragraph (g) and the addition of “and noting the relevant initiatives” at the end of that paragraph; with the replacement of “Welcoming” by “Noting” in preambular paragraph (h); with the replacement of “calls upon” by “invites” and of “act” by “strive” in operative paragraph 4; with the deletion of “terrorism, including and in particular acts of” in operative paragraph 6 and the replacement of “to provide assistance upon request to Member States” by “to provide such assistance as is within the scope of the Agency’s responsibilities upon request to Member States” in that paragraph; with the replacement of “, in particular” by “and” and the insertion of “and determination” after “detection” in operative paragraph 9; and with the replacement of “Notes the outcome of” by “Takes note of” in operative paragraph 10.
24. It was so agreed.

## **17. Strengthening the Agency's activities related to nuclear science, technology and applications (resumed)** (GC(50)/COM.5/L.7/Rev.1)

25. The representative of MOROCCO proposed that all the draft resolutions recommended by the Committee under agenda item 17 be clustered in a single document along the lines of the draft resolutions recommended under agenda item 14 (Measures to strengthen international cooperation in nuclear, radiation and transport safety and waste management). Section A would deal with non-power applications of nuclear energy and would — as in document GC(50)/COM.5/L.7/Rev.1 — consist of draft resolutions relating to general matters, PACT, SIT and AU-PATTEC. Section B, on nuclear power applications, would contain an introductory draft resolution, a draft resolution on innovative nuclear technology and a draft resolution on nuclear power infrastructure development. Section C would consist of a draft resolution on nuclear knowledge.

26. He pointed out that the only differences between document GC(50)/COM.5/L.7/Rev.1 and document GC(50)/COM.5/L.7 were: the introduction of the subtitle “Non-power nuclear applications” and the designation of subsections by numbers instead of letters; and the amendment of the phrase “managing in a sustainable manner the waste from the nuclear fuel cycle” in preambular paragraph (i) of the “General” subsection to read “managing radioactive waste in a sustainable manner”.

27. The representative of the PHILIPPINES, referring to subsection 2 of document GC(50)/COM.5/L.7/Rev.1, recalled that the representative of Morocco had introduced the draft resolution relating to PACT during the Committee's third meeting.

28. The representative of the UNITED STATES OF AMERICA, referring to preambular paragraph (d) of that draft resolution, said that, since no action had been taken on the Director General's report on funding PACT in 2006 and 2007, he hoped that the paragraph would not be interpreted as implying that the report had been endorsed.

29. Referring to operative paragraph 8, he said that, since decisions concerning Major Programme 2 in 2008–2009 had not yet been taken, the phrase “Welcomes the fact that PACT is to be part of the Human Health programme” was inappropriate.

30. The representative of the PHILIPPINES urged that the language of operative paragraph 8 be left unchanged.

31. The representative of the UNITED STATES OF AMERICA, supported by the representative of JAPAN, said that his delegation could not accept language which prejudged decisions to be taken by the Board and the General Conference.

32. The representative of MOROCCO — following an explanation given by the PROGRAMME COORDINATOR OF THE DEPARTMENT OF NUCLEAR SCIENCES AND APPLICATIONS — proposed that the words “Welcomes the fact” in operative paragraph 8 be replaced by “Notes with interest the Secretariat's intention”.

33. The representative of the UNITED STATES OF AMERICA said that his delegation could accept the amendment proposed by the representative of Morocco.

34. The representative of JAPAN said that his delegation could accept the proposed amendment although it did not welcome the Secretariat's intention.
35. The representative of the UNITED KINGDOM said that her delegation could accept the proposed amendment although it would have preferred "proposal" to "intention".
36. The representative of JAPAN requested clarification regarding the United Nations General Assembly resolutions referred to in operative paragraph 3.
37. The representative of the PHILIPPINES said that in those resolutions the General Assembly encouraged the establishment of public-private partnerships in support of initiatives such as PACT.
38. The representative of JAPAN proposed, in response, that "in accordance with UNGA resolutions ..." be replaced by "taking into consideration UNGA resolutions ...".
39. In his view, operative paragraphs 6 and 12 should be merged since one encouraged and the other invited Member States to make contributions in support of PACT.
40. The representative of MOROCCO proposed that the word "other" and the words "to similarly contribute to the PACT and" be deleted in the second part of operative paragraph 6, which would then read simply "and encourages Member States to show more flexibility in the use of such contributions".
41. The representative of JAPAN said that, as indicated during the discussion of the draft resolution on the strengthening of the Agency's technical cooperation activities, his delegation did not believe that Member States should be urged or encouraged "to show more flexibility" with regard to how the extrabudgetary contributions made by them were used as they might be deterred from making such contributions.
42. The representative of the PHILIPPINES appealed for the retention of "and encourages Member States to show more flexibility in the use of such contributions" in operative paragraph 6 on the grounds that more flexibility would facilitate the work of the PACT Programme Office.
43. The CHAIRMAN said it seemed that the Committee had in principle reached a consensus on the draft resolution relating to PACT. The Secretariat would issue a revised version with "in accordance with" replaced by "taking into consideration" in operative paragraph 3, with the second part of operative paragraph 6 reading "and encourages Member States to show more flexibility in the use of such contributions" and with the beginning of operative paragraph 8 amended to read "Notes with interest the Secretariat's intention that ...".
44. Having recalled that the draft resolution entitled "Development of the Sterile Insect Technique for the Control or Eradication of Malaria Transmitting Mosquitoes (in subsection 3 of document GC(50)/COM.5/L.7/Rev.1) had been introduced the previous day, he said, noting that no Committee members wished to take the floor, that he assumed that the Committee wished to recommend to the General Conference that it adopt that draft resolution.
45. It was so agreed.
46. The CHAIRMAN asked delegations to turn their attention to subsection 4 of document GC(50)/COM.5/L.7/Rev.1, containing a draft resolution on AU-PATTEC that had also be introduced the previous day.
47. The representative of JAPAN, referring to operative paragraph 2, pointed out that the corresponding paragraph in resolution GC(49)/RES/12.D had ended with the words "within available resources". His delegation would like those words to be added at the end of operative paragraph 2.

48. The representative of MOROCCO said that if operative paragraph 2 were addressed to the Secretariat, the addition of those words might be appropriate. However, it was addressed to Member States.

49. The representative of JAPAN, referring to operative paragraph 8 of the “General” draft resolution in subsection 1 of document GC(50)/COM.5/L.7/Rev.1, asked whether “the actions of the Secretariat called for above” meant the actions envisaged in operative paragraphs 4 to 7 of that draft resolution.

50. The representative of MOROCCO answered in the affirmative.

51. The CHAIRMAN took it that the Committee wished to recommend to the General Conference that it adopt the draft resolution on AU-PATTEC contained in subsection 4 of document GC(50)/COM.5/L.7/Rev.1.

52. It was so agreed.

**The meeting rose at 11.50 a.m.**