

Information Circular

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General Distribution

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Communication dated 19 August 2022 received from the Permanent Mission of Ukraine to the Agency

1. The Secretariat has received a Note Verbale dated 19 August 2022 from the Permanent Mission of Ukraine to the Agency.
2. As requested, the Note Verbale and its attachment are herewith circulated for the information of all Member States.



Permanent Mission of Ukraine
to the International Organizations
in Vienna

INFCIRC/1024

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The Permanent Mission of Ukraine to the International Organizations in Vienna presents its compliments to the Secretariat of the International Atomic Energy Agency and has the honour to communicate the Address by the Verkhovna Rada of Ukraine to the United Nations, European Union institutions, Organization for Security and Co-operation in Europe, International Atomic Energy Agency, and all the parliaments and governments of its member states regarding the condemnation of the actions of nuclear terrorism perpetrated by the aggressor state- Russian Federation, at the Zaporizhzhia Nuclear Power Plant in the city of Enerhodar, in the Zaporizhzhia Oblast, Ukraine.

The Permanent Mission of Ukraine requests the Secretariat of the International Atomic Energy Agency to promptly circulate this Note Verbale together with the attachment as Information Circular to all IAEA Member States.

The Permanent Mission of Ukraine to the International Organizations in Vienna avails itself of this opportunity to renew to the International Atomic Energy Agency the assurances of its highest consideration.

Encl.: on 3 pages



Vienna, 19 August 2022

Secretariat
International Atomic Energy Agency
Vienna

Address
by the Verkhovna Rada of Ukraine
to the United Nations, European Union institutions, Organization for Security and Co-operation in Europe, International Atomic Energy Agency, and all the parliaments and governments of its member states regarding the condemnation of the actions of nuclear terrorism perpetrated by the aggressor state- Russian Federation, at the Zaporizhzhia Nuclear Power Plant in the city of Enerhodar, in the Zaporizhzhia Oblast, Ukraine.

Resolutely condemning the unprovoked and unjustifiable full-scale armed aggression of the Russian Federation against Ukraine, which brutally violates UN Charter as well other fundamental norms of international law, including International humanitarian law and human rights,

recognizing the occupation of the Zaporizhzhia Nuclear Power Plant in the city of Enerhodar, located in the Zaporizhzhia Oblast, Ukraine (further referred to as ZNPP), which began on the 4th of March, 2022, holding the personnel of the ZNPP hostage, placing mines and artillery shelling ZNPP by the Russian armed forces, threats posed by the Russian army to blow up the ZNPP in an event that the Ukrainian Armed Forces liberate the occupied territory of the ZNPP, which violates the rules and customs of war, in particular the Convention on the Protection of the Civilian Population in Times of War of August 12th, 1949, Convention on the Prohibition or Restriction on the Use of Certain f Conventional Weapons which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effect from October 10th, 1980, and its Protocols, as well as the resolutions of the Board of Governors of IAEA GOV/2022/17 and the IAEA General Conferences GC(XXIX)/RES/444, GC(XXXI)/RES/475 and GC(XXXI)/RES/533 as unacceptable and threatening the security of Europe and the world, and can lead to radioactive pollution with drastic consequences for areas in Ukraine and beyond,

noting, that the threat of using or damaging nuclear objects by creating a threat of releasing radioactive material with the intent to force individuals or legal entities or a state commit any action or refrain from acting on it is a crime according to the International Convention on Combating Acts of Nuclear Terrorism, according to which Member States provide each other with maximum assistance in relation to an investigation or criminal prosecution, initiated in response to mentioned crimes,

reminding that the shelling by the armed forces of the Russian Federation of the ZNPP from 5th, 7th, and 11th of August have already damaged the nitrogen and oxygen station, ZNPP united assistance corpus, lines of communication 330 kV “ZNPP- Zaporizhzhian TPP”, and 750kV “ZNPP- ‘Kakhovs’ka’ substation”, as well as damaging the radiation monitoring system around

the station site of the dry storage of used nuclear fuel, which poses a real threat of a nuclear disaster, which can threaten the lives and health of the civilian population and the environment of not only Ukraine, but also beyond its borders,

emphasizing that the actions of the Russian Federation blatantly violate the UN Charter and the Convention on the Protection of the Civilian Population in Times of War and its protocols, and constitute an act of nuclear terrorism according to the International Convention on Combating Acts of Nuclear Terrorism, the Convention on the Physical Protection of Nuclear Material and Nuclear Installations, as amended in accordance with the Amendment to the Convention, the International Convention on Combating the Taking of Hostages, ignores the resolution of the Board of Governors of the IAEA GOV/2022/17 of March 3, 2022 "The safety, security and safeguards implications of the situation in Ukraine", which calls on the Russian Federation to immediately cease all actions against nuclear facility in Ukraine and to promptly regain full control over all nuclear facilities to the Ukrainian side, and violates all seven basic principles of ensuring nuclear safety and security defined by the International Atomic Energy Agency,

noting that shelling and seizure by units of the armed forces of the Russian Federation of the ZNPP and other nuclear facilities in Ukraine, unfortunately, make it impossible for Ukraine to fully fulfill its obligations under the Convention on Nuclear Safety, the Joint Convention on the Safe Handling of used nuclear fuel and the safety of handling radioactive waste, the Agreement between Ukraine and the International Atomic Energy Agency on the application of safeguards in connection with the Treaty on the Non-Proliferation of Nuclear Weapons,

emphasizing the inadmissibility of the fact that representatives of the State Atomic Energy Corporation "Rosatom" and JSC "Concern Rosenergoatom", which are illegally present at the ZNPP, directly coordinate the actions of the armed forces of the Russian Federation in relation to the ZNPP, in particular measures aimed at disconnecting the ZNPP from the energy system of Ukraine by damaging, with the help of artillery fire, all power lines connecting the ZNPP with the energy system of Ukraine,

The Verkhovna Rada of Ukraine calls for:

- 1) the parliaments and governments of the Member States of the International Atomic Energy Agency to recognize the actions of the Russian Federation regarding the occupation of the ZNPP, its mining and shelling, which endanger the safe existence of Europe and the world, as an act of nuclear terrorism;
- 2) the United Nations, the institutions of the European Union, the Organization for Security and Cooperation in Europe, the International Atomic Energy Agency to impose sanctions against the entire Russian nuclear industry, in particular against the state corporation "Rosatom",

enterprises and organizations that are part of the Rosatom State Corporation and their subsidiaries, which are located both on the territory of the Russian Federation and outside its borders, as well as in relation to Russian physical persons who are managers of the Rosatom State Corporation, enterprises and organizations that are part of it, as well as those who are managers of their subsidiary enterprises, which are responsible for the implementation of the criminal policy of the Russian Federation against Ukraine and take a direct part in decision-making and the implementation of acts of nuclear terrorism on the territory of Ukraine;

3) the parliaments and governments of the Member States of the International Atomic Energy Agency to address the IAEA General Conference regarding the suspension of the privileges and immunities of the Russian Federation as a Member of the Agency, as well as the deprivation of the Russian Federation's right to vote at meetings of the IAEA Board of Governors and the opportunity to participate in programs of technical cooperation, scientific and technical exchange and international research projects conducted under the auspices of the Agency;

4) The United Nations, the International Atomic Energy Agency to urgently take the necessary measures to organize and send a joint security mission of the UN and the IAEA to the ZNPP with further demilitarization of the ZNPP and the withdrawal of units of the armed forces of the Russian Federation and representatives of the State Atomic Energy Corporation "Rosatom" and JSC "Concern Rosenergoatom" from the ZNPP and the entire territory adjacent to it, including the city of Enerhodar, by restoring the damage to the ZNPP infrastructure and resuming Ukraine's full control over the ZNPP.

The Verkhovna Rada of Ukraine supports the Joint Statement of the European Union and 42 countries regarding the situation at the Zaporizhzhia NPP, in which they call on the Russian Federation to immediately withdraw its armed forces from the ZNPP and the entire territory of Ukraine in order to prevent nuclear catastrophe on the European continent.