



United States of America No.1 (2014)

Amendment

to the Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the United States of America for Cooperation on the Uses of Atomic Energy for Mutual Defense Purposes

Washington, 22 July 2014

[The Amendment to the Agreement is not in force]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
October 2014*



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**AMENDMENT TO THE AGREEMENT BETWEEN THE
GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN
AND NORTHERN IRELAND AND THE GOVERNMENT OF THE
UNITED STATES OF AMERICA FOR COOPERATION ON THE USES
OF ATOMIC ENERGY FOR MUTUAL DEFENSE PURPOSES**

The Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the United States of America;

Desiring to amend in certain respects the Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the United States of America for Cooperation on the Uses of Atomic Energy for Mutual Defence Purposes, signed at Washington on July 3, 1958, as amended (herein referred to as the "Agreement");

Have agreed as follows:

ARTICLE 1

The Preamble of the Agreement shall be amended by inserting the following paragraph after "Considering that both countries have made substantial progress in the development of atomic weapons;":

"Reaffirming that the spread of atomic weapons technology, potentially including State and sub-State actors, imperils the defense and security of both nations;"

ARTICLE 2

Article III of the Agreement shall be amended by:

- a) Replacing paragraph A in its entirety with the following:

"The Government of the United States may authorize, subject to terms and conditions acceptable to the Government of the United States, persons (1) to transfer by sale to the Government of the United Kingdom or persons designated by the Government of the United Kingdom submarine nuclear propulsion plants and parts thereof, including spare parts, replacement cores, and fuel elements, as may be agreed by the Parties, and (2) to communicate to the Government of the United Kingdom or persons designated by the Government of the United Kingdom (or to both) information as is necessary for the design, manufacture, and operation of submarine nuclear propulsion plants.";

- b) Substituting in the first sentence of paragraph B, "any submarine nuclear propulsion plant transferred pursuant to paragraph A of this

Article, on such terms and conditions as may be agreed" in place of "the submarine nuclear propulsion plant transferred pursuant to paragraph A of this Article, during the ten years following the date of entry into force of this Agreement on such terms and conditions as may be agreed";

- c) Deleting "during such period" from the second sentence of paragraph B;
- d) Substituting in the first sentence of paragraph C, "a price based on the fair market price of comparable enriched uranium sold in the U.S. domestic market at the time of the sale" in place of "the United States Atomic Energy Commission's published charges applicable to the domestic distribution of such material in effect at the time of the sale";
- e) Substituting in the second sentence of paragraph C, "a price based on the fair market price of comparable enriched uranium sold in the U.S. domestic market at the time of the purchase" in place of "the applicable price of the United States Atomic Energy Commission for the purchase of enriched uranium in effect at the time of purchase of such enriched uranium";
- f) Substituting in paragraph D, "The Parties may exchange classified information on methods of reprocessing fuel elements of the type utilized in any propulsion plant transferred" in place of "The Parties will exchange classified information on methods of reprocessing fuel elements of the type utilized in the propulsion plant to be transferred";
- g) Substituting in paragraph E, "after any propulsion plant or parts thereof, including spare parts, replacement cores or fuel elements, transferred under this Article are taken outside of the United States" in place of "after the propulsion plant or parts thereof, including spare parts, replacement cores or fuel elements are taken outside the United States".

ARTICLE 3

Article III *bis* of the Agreement shall be amended by substituting "2024" for "2014" throughout the Article.

ARTICLE 4

Article V of the Agreement shall be amended by substituting in paragraph C, "pursuant to this Agreement for other than the preparation or implementation of defense plans, including the evaluation of potential enemy capabilities, in the

mutual interests of the two countries" in place of "pursuant to this Agreement for other than the preparation or implementation of defense plans in the mutual interests of the two countries".

ARTICLE 5

Article IX of the Agreement shall be amended by:

- a) Substituting in the chapeau of paragraph A, "derived from any submarine propulsion plant" in place of "derived from the submarine propulsion plant";
- b) Substituting in paragraph B.1, "any submarine propulsion plant, spare parts or equipment" in place of "the submarine propulsion plant, spare parts or equipment";
- c) Substituting in paragraph B.2, "that any submarine propulsion plant or any material or equipment transferred" in place of "that the submarine propulsion plant or any material or equipment transferred";
- d) Substituting in paragraph D.1, "any submarine propulsion plant, material or equipment transferred" in place of "the submarine propulsion plant, material or equipment transferred".

ARTICLE 6

Article XI of the Agreement shall be amended by substituting in paragraph B, "with the security designation of United Kingdom 'Restricted' or equivalent or United States Confidential or higher" in place of "with the security designation of United Kingdom 'Restricted' or United States Confidential or higher".

ARTICLE 7

This Amendment shall enter into force on the date of the last written notification between the Governments, through diplomatic channels, of the completion of all statutory and constitutional requirements for the entry into force of this Amendment.

IN WITNESS WHEREOF, the undersigned, duly authorized by their respective Governments, have signed this Amendment.

Done at Washington, in duplicate, this twenty-second day of July, 2014.

**For the Government of the
United Kingdom of Great Britain
and Northern Ireland:**

SIR PETER WESTMACOTT

**For the Government of the
United States of America:**

ANITA E FRIEDT

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