

financial security, which may be available under its laws or regulations shall apply to the Agency and its officials for the purpose of the implementation of this Agreement, in the same way as that protection applies to nationals of the G.D.R.

#### INTERNATIONAL RESPONSIBILITY

##### Article 17

Any claim by the G.D.R. against the Agency or by the Agency against the G.D.R. in respect of any damage resulting from the implementation of safeguards under this Agreement, other than damage arising out of a nuclear incident, shall be settled in accordance with international law.

#### MEASURES IN RELATION TO VERIFICATION OF NON-DIVERSION

##### Article 18

If the Board, upon report of the Director General, decides that an action by the Government of the G.D.R. is essential and urgent in order to ensure verification that nuclear material subject to safeguards under this Agreement is not diverted to nuclear weapons or other nuclear explosive devices, the Board may call upon the Government of the G.D.R. to take the required action without delay, irrespective of whether procedures have been invoked pursuant to Article 22 of this Agreement for the settlement of a dispute.

##### Article 19

If the Board, upon examination of relevant information reported to it by the Director General, finds that the Agency is not able to verify that there has been no diversion of nuclear material required to be safeguarded under this Agreement, to nuclear weapons or other nuclear explosive devices, it may make the reports provided for in paragraph C of Article XII of the Statute of the Agency (hereinafter referred to as "the Statute") and may also take, where applicable, the other measures provided for in that paragraph. In taking such action the Board shall take account of the degree of assurance provided by the safeguards measures that have been applied and shall afford the Government of the G.D.R. every reasonable opportunity to furnish the Board with any necessary reassurance.

#### INTERPRETATION AND APPLICATION OF THE AGREEMENT AND SETTLEMENT OF DISPUTES

##### Article 20

The Government of the G.D.R. and the Agency shall, at the request of either, consult about any question arising out of the interpretation or application of this Agreement.

##### Article 21

The Government of the G.D.R. shall have the right to request that any question arising out of the interpretation or application of this Agreement be considered by the Board. The Board shall invite the Government of the G.D.R. to participate in the discussion of any such question by the Board.

##### Article 22

Any dispute arising out of the interpretation or application of this Agreement, except a dispute with regard to a finding by the Board under Article 19 or an action taken by the Board pursuant to such a finding, which is not settled by negotiation or another procedure agreed to by the Government of the G.D.R. and the Agency shall, at the request of either, be submitted to an arbitral tribunal composed as follows: the Govern-

ment of the G.D.R. and the Agency shall each designate one arbitrator, and the two arbitrators so designated shall elect a third, who shall be the Chairman. If, within thirty days of the request for arbitration, either the Government of the G.D.R. or the Agency has not designated an arbitrator, either the Government of the G.D.R. or the Agency may request the President of the International Court of Justice to appoint an arbitrator. The same procedure shall apply if, within thirty days of the designation or appointment of the second arbitrator, the third arbitrator has not been elected. A majority of the members of the arbitral tribunal shall constitute a quorum, and all decisions shall require the concurrence of two arbitrators. The arbitral procedure shall be fixed by the tribunal. The decisions of the tribunal shall be binding on the Government of the G.D.R. and the Agency.

#### AMENDMENT OF THE AGREEMENT

##### Article 23

- (a) The Government of the G.D.R. and the Agency shall, at the request of either, consult each other on amendment to this Agreement.
- (b) All amendments shall require the agreement of the Government of the G.D.R. and the Agency.
- (c) Amendments to this Agreement shall enter into force in the same conditions as entry into force of the Agreement itself or, if mutually so desired, in accordance with a simplified procedure.

#### ENTRY INTO FORCE, INFORMATION AND DURATION

##### Article 24

This Agreement shall enter into force on the date upon which the Agency receives from the Government of the G.D.R. written notification that the G.D.R.'s statutory and constitutional requirements for entry into force have been met.

##### Article 25

The Director General shall promptly inform all Member States of the Agency of the entry into force of this Agreement as well as of any amendment thereto.

##### Article 26

This Agreement shall remain in force as long as the G.D.R. is party to the Treaty.

#### PART II

#### INTRODUCTION

##### Article 27

The purpose of this part of the Agreement is to specify the procedures to be applied in the implementation of the safeguards provisions of Part I.

#### OBJECTIVE OF SAFEGUARDS

##### Article 28

The objective of the safeguards procedures set forth in this part of the Agreement is the timely detection of diversion of significant quantities of nuclear material from peaceful nuclear activities to the manufacture of nuclear weapons or of other nuclear explosive devices or for purposes unknown, and deterrence of such diversion by the risk of early detection.

##### Article 29

For the purpose of achieving the objective set forth in Article 28, material accountancy shall be used as a