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NOTE

From:	General Secretariat of the Council
To:	Delegations
No. Cion doc.:	11169/25
Subject:	Recommendation for a COUNCIL DECISION concerning accession of the European Atomic Energy Community (Euratom) to the new Framework Agreement for international collaboration on research and development of Generation IV Nuclear Energy Systems

Delegations will find attached a Presidency text on above-mentioned proposal.

Changes in comparison to document 11169/25 are marked in ~~strike through~~ for deletions and in **bold underline** for additions.

Recommendation for a

COUNCIL DECISION

**concerning accession of the European Atomic Energy Community (Euratom) to the new
Framework Agreement for international collaboration on research and development of
Generation IV Nuclear Energy Systems**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Atomic Energy Community (hereinafter Euratom), and in particular the second paragraph of Article 101 thereof,

Whereas:

- (1) Argentina, Brazil, Canada, France, Japan, the Republic of Korea, South Africa, the United States of America, and the United Kingdom initiated the Generation IV International Forum (GIF) as a co-operative international endeavour to carry out the research and development (R&D) necessary to test the feasibility and performance of fourth generation nuclear systems, and to make them available for industrial deployment by 2030;
- (2) Subsequently, the GIF Charter was signed by Switzerland in 2002, and the People's Republic of China and the Russian Federation in 2006;
- (3) Euratom acceded to GIF on 30 July 2003 by signing the GIF Charter;
- (4) The international cooperation and exchange in the nuclear-related technology R&D envisaged under the GIF needed a legal framework that provided legal security to the participants, in particular in view of the protection of the rights generated through the research work, such as intellectual property rights;

- (5) To this end, the GIF Parties agreed on a Framework Agreement setting the conditions for cooperation and for subsequent system and project arrangements, to which Euratom acceded in 2006;
- (6) In 2015, the Framework Agreement was extended for another 10-year period and will expire on 28 February 2025;
- (7) In order to ensure the continuity of the ongoing research projects and GIF activities, mutually willing States Party to the Framework Agreement negotiated a renewal of the Framework Agreement, in view of the current geopolitical situation;
- (8) The Euratom contribution to GIF R&D projects will remain within the scope of Council decisions on the Euratom Framework Research and Training Programme;
- (9) Any Member State, its public or private research organisations or its industry may channel its direct contribution to these R&D projects through Euratom's accession to the Framework Agreement;
- (10) The **accession of the European Atomic Energy Community to** ~~conclusion by the European Commission, on behalf of Euratom,~~ of the new Framework Agreement should therefore be approved.

HAS ADOPTED THIS DECISION:

Sole Article

The **accession of the European Atomic Energy Community to** ~~conclusion by the European Commission, on behalf of Euratom,~~ of the attached 'Framework Agreement for international collaboration on research and development of Generation IV Nuclear Energy Systems', is hereby approved.

Done at Brussels,

For the Council

The President