

TRACTATENBLAD

VAN HET

KONINKRIJK DER NEDERLANDEN

JAARGANG 1992 Nr. 17

A. TITEL

*Verdrag inzake wettelijke aansprakelijkheid op het gebied van de kernenergie, met Bijlagen;
Parijs, 29 juli 1960*

B. TEKST

De Nederlandse, de Franse en de Engelse tekst van het Verdrag en Bijlagen zijn geplaatst in *Trb.* 1961, 27. Zie ook *Trb.* 1962, 64.

De Nederlandse, en de Franse en de Engelse tekst van Verdrag en Bijlagen, zoals gewijzigd tot en met het op 16 november 1982 te Parijs tot stand gekomen Protocol bij het onderhavige Verdrag, zijn geplaatst in *Trb.* 1983, 181.

D. PARLEMENT

Zie *Trb.* 1979, 178.

E. BEKRACHTIGING

Zie *Trb.* 1962, 64 en *Trb.* 1979, 178.

F. TOETREDING

Zie *Trb.* 1979, 178.

G. INWERKINGTREDING

Zie *Trb.* 1979, 178 en *Trb.* 1991, 146.

H. TOEPASSELIJKVERKLARING

Zie *Trb.* 1979, 178.

J. GEGEVENS

Zie *Trb.* 1961, 27, *Trb.* 1962, 64, *Trb.* 1964, 175, *Trb.* 1979, 178, *Trb.* 1980, 122, *Trb.* 1983, 181, *Trb.* 1987, 154 en *Trb.* 1991, 146.

Op 20 april 1990 heeft de Bestuurscommissie van het Agentschap voor Kernenergie een besluit genomen respectievelijk een aanbeveling gedaan betreffende kerninstallaties die buitenwerking worden gesteld.

De Engelse tekst van het besluit en aanbeveling luidt als volgt:

Decision and Recommendation of the steering committee concerning the application of the Paris Convention to nuclear installations in the process of decommissioning

The Steering Committee

Having regard to the Convention on Third Party Liability in the Field of Nuclear Energy (hereinafter referred to as the "Paris Convention"), and in particular Article 1 thereof;

Having regard to Article 8(b) and Article 10(b) of the Statute of the OECD Nuclear Energy Agency;

Considering that nuclear installations in the process of decommissioning are covered by the provisions of the Paris Convention;

Considering that under the terms of Article 1(b) of this Convention, the Steering Committee may decide to exclude from the scope of application of the Paris Convention any nuclear installation if, in its view, the small extent of the risks involved so warrants;

Considering that it should be made possible for Contracting Parties to cease the application of the Paris Convention when the decommissioning of an installation has reached a stage where the risks involved are so limited;

Noting the attached Explanatory Note¹⁾

Decides that any Contracting Party may cease to apply the Paris Convention to a nuclear installation in the process of decommissioning, provided that the provisions set out in the Annex to this Decision and Recommendation and any additional conditions which the Contracting Party may judge appropriate to establish are complied with; and

¹⁾ Hier niet afgedrukt.

Recommends that the Contracting Parties which use this option notify the other Contracting Parties, as well as the Secretariat of the OECD Nuclear Energy Agency.

Annex

General

1. In these provisions:

“A2” has the meaning given to it by Table 1 of Section III of the 1985 Edition together with the 1988 Supplement of the Regulations for the Safe Transport of Radioactive Material of the International Atomic Energy Agency.

Provisions for nuclear installations

2. In order for a nuclear installation to be excluded from the application of the Paris Convention:

- a) the operations of the installation must have permanently ceased and any nuclear fuels and radioactive materials in process, as well as the waste produced during such operations, must have been removed;
- b) the installation must remain under the control of the competent national authority;
- c) provisions for confinement of radioactivity considered appropriate by the competent national authority must be maintained; and
- d) the installation must not contain radionuclides exceeding the activity limits defined in paragraphs 3 and 4 below.

Activity limits

3.

Group	Radionuclides within Group	Limits in Bq	
		Fixed Activity*	All other forms of activity
1	Radionuclides with A2 values not exceeding 4×10^8 Bq	8×10^{12}	8×10^{10}
2	Radionuclides with A2 values exceeding 4×10^8 Bq and not exceeding 4×10^{10} Bq	8×10^{13}	8×10^{11}
3	Radionuclides with A2 values exceeding 4×10^{10} Bq and not exceeding 4×10^{12} Bq	8×10^{14}	8×10^{12}
4	Radionuclides with A2 values exceeding 4×10^{12} Bq and less than 4×10^{13} Bq	2×10^{16}	2×10^{14}
5	Radionuclides with A2 values of 4×10^{13} Bq or greater	2×10^{17}	2×10^{15}

* Fixed activity means activity induced in solid, non-flammable components of the installation which are not subject to significant wear, leaching or corrosion during the static phases or dismantling operations of the decommissioning period.

4. The aggregate radionuclides inventory of the two categories of activity shall not exceed 1, calculated as the sum of the fractions obtained by dividing the activity of each radionuclide species by the relevant limit prescribed in paragraph 3 above.

Uitgegeven de vierde februari 1992.

De Minister van Buitenlandse Zaken,

H. VAN DEN BROEK