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## Communication from the Permanent Missions of Brazil and Romania to the International Atomic Energy Agency Regarding Guidelines for the Transfers of Nuclear-Related Dual-Use Equipment, Materials, Software and Related Technology

1. The Director General of the International Atomic Energy Agency has received Notes Verbale from the Permanent Missions of Brazil and Romania, dated 28 February 2003, providing information on the export policies and practices of the Governments of Brazil and Romania with respect to the export of nuclear-related dual-use equipment, materials, software and related technology.
2. In the light of the wish expressed at the end of each Note Verbale, the text of the Notes Verbale is attached. The attachment referenced in the Note Verbale was issued previously as INFCIRC/254/Rev.5/Part 2.

AIEAnr. 83/03  
Ref.: NSG

The Permanent Mission of Brazil presents its compliments to the Director General of the International Atomic Energy Agency (IAEA) and has the honour to refer to its Note Verbale, dated 20.10.99, concerning the decision of the Government of Brazil to act in accordance with the Guidelines for Transfers Nuclear-Related Dual-Use Equipment, Material and Related Technology currently published as document INFCIRC/254/Rev.4/Part2, including its Annex.

The Government of Brazil has decided to amend the Guidelines to address the threat of nuclear terrorism. Accordingly, paragraphs 1, 2, and 4 of the Guidelines have been revised to include amendments regarding nuclear terrorism.

The Government of Brazil has also decided to amend the Annex to the Guidelines to clarify a technical point. Accordingly, a technical note describing the meaning of the phrase "linear displacement" has been added to Annex Item 1.B.3.b.

In the interest of clarity, the complete text of the modified Guidelines and its Annex is reproduced in the attachment, as well as a "Comparison Table of Changes to the Guidelines for Transfers of Nuclear-Related Dual-Use Equipment, Material and Related Technology (INFCIRC/254/Rev.4/Part2)".

The Government of Brazil has decided to act in accordance with the Guidelines so revised.

In reaching this decision, the Government of Brazil is fully aware of the need to contribute to economic development while avoiding contributing in any way to a proliferation of nuclear weapons or other nuclear explosive devices or the diversion to acts of nuclear terrorism, and of the need to separate the issue of



non-proliferation or non-diversion assurances from that of commercial competition.

The Government of Brazil would be grateful if the Director General of the IAEA would bring this Note and its attachment to the attention of all Member States.

The Permanent Mission of Brazil avails itself of this opportunity to renew to the Director General of the International Atomic Energy Agency the assurances of its highest consideration.

28 February 2003  
Vienna





**PERMANENT MISSION OF ROMANIA  
TO THE INTERNATIONAL ORGANISATION**

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Ref. *2008*

NOTE VERBALE

The Permanent Mission of Romania to the International Organizations in Vienna presents its compliments to the Director General of the International Atomic Energy Agency (IAEA) and has the honour to refer to its Note Verbale No. 3025 of 31 August 2001 concerning the decision of the Government of Romania to act in accordance with the Guidelines for Nuclear Transfers currently published as document INFCIRC/254/Rev.5/Part I (Corrected), including its Annexes.

The Government of Romania has decided to amend the Guidelines and its Annexes in order to address the threat of nuclear terrorism. Accordingly, paragraphs 8, 10, 11 and 13 of the Guidelines and the TECHNOLOGY CONTROLS section in Annex A have been revised to include amendments regarding nuclear terrorism.

In the interest of clarity, the complete text of the modified Guidelines and its Annexes is reproduced in the attachment, as well as a "Comparison Table of Changes to the Guidelines for Nuclear Transfers (INFCIRC/254/Rev.5/Part I (Corrected))."

The Government of Romania has decided to act in accordance with the Guidelines so revised.

To Mr Mohamed ElBaradei  
Director General  
International Atomic Energy Agency  
Vienna

In reaching this decision, the Government of Romania is fully aware of the need to contribute to economic development while avoiding contributing in any way to a proliferation of nuclear weapons or other nuclear explosive devices or the diversion to acts of nuclear terrorism, and of the need to separate the issue of non-proliferation or non-diversion assurances from that of commercial competition

The Government of Romania would be grateful if the Director General of the IAEA would bring this Note and its attachment to the attention of all Member States.

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

Vienna, 28 February 2003

