

**2010 Review Conference of the Parties
to the Treaty on the Non-Proliferation
of Nuclear Weapons**

14 May 2010

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Report of Main Committee II: Chairman's Draft

Establishment and terms of reference

1. Under rule 34 of its rules of procedure, the 2010 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons established Main Committee II as one of its three Main Committees and decided to allocate to it the following items for its consideration (see document NPT/CONF.2010/1):

Item 16. Review of the operation of the Treaty, as provided for in its article VIII, paragraph 3, taking into account the decisions and the resolution adopted by the 1995 NPT Review and Extension Conference and the Final Document of the 2000 Review Conference:

- (c) Implementation of the provisions of the Treaty relating to non-proliferation of nuclear weapons, safeguards and nuclear-weapon-free zones:
 - (i) Article III and preambular paragraphs 4 and 5, especially in their relationship to article IV and preambular paragraphs 6 and 7;
 - (ii) Articles I and II and preambular paragraphs 1 to 3 in their relationship to articles III and IV;
 - (iii) Article VII;

Item 17. Role of the Treaty in the promotion of non-proliferation of nuclear weapons and of nuclear disarmament in strengthening international peace and security and measures aimed at strengthening the implementation of the Treaty and achieving its universality.

2. Pursuant to rule 34 of its rules of procedure, the Conference also approved the establishment of Subsidiary Body 2 under Main Committee II. The Conference decided that Subsidiary Body 2 would examine "Regional issues, including with respect to the Middle East and implementation of the 1995 Middle East resolution". It further decided that the subsidiary body would be open-ended and that the meetings of the subsidiary body would be held in private. The Conference decided that Subsidiary Body 2 would hold meetings within the overall time allocated to

Main Committee II and that the outcome of the work of the subsidiary body would be reflected in the report of Main Committee II to the Conference (NPT/CONF.2010/MC.II[]).

Officers of the Committee

3. The Conference unanimously elected Ambassador Volodymyr Yelchenko (Ukraine) as the Chairman of the Committee and Ambassador Marius Grinius (Canada) and Ambassador Maged Abdelaziz (Egypt) as Vice-Chairmen of the Committee.

4. Subsidiary Body 2 was chaired by Ambassador Alison Kelly (Ireland).

Documents before the Committee

5. The Committee had before it the following documents that were relevant for its work:

(a) Conference papers

NPT/CONF.2010/1	Final report of the Preparatory Committee for the 2010 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons
NPT/CONF.2010/2	Eighth Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons: Report submitted by Chile
NPT/CONF.2010/3	Implementation of the Treaty on the Non-Proliferation of Nuclear Weapons: Report submitted by Austria
NPT/CONF.2010/4	Memorandum from the General Secretariat of the Agency for the Prohibition of Nuclear Weapons in Latin America and the Caribbean prepared for the 2010 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons
NPT/CONF.2010/5	African Nuclear-Weapon-Free Zone Treaty (Treaty of Pelindaba): Memorandum of the Secretariat of the African Union
NPT/CONF.2010/6	Implementation of the Treaty on the Non-Proliferation of Nuclear Weapons: Report submitted by Finland
NPT/CONF.2010/7	Memorandum on activities relating to the South Pacific Nuclear Free Zone Treaty (Treaty of Rarotonga): Submitted by the Pacific Islands Forum secretariat
NPT/CONF.2010/8	Steps to promote the achievement of a nuclear-weapon-free zone in the Middle East

	and the realization of the goals and objectives of the 1995 Resolution on the Middle East: Report submitted by Canada
NPT/CONF.2010/9	Implementation of the Treaty on the Non-Proliferation of Nuclear Weapons: Report submitted by Canada
NPT/CONF.2010/11	Steps taken to promote the achievement of an effectively verifiable Middle East zone free of nuclear weapons and other weapons of mass destruction, and the realization of the goals and objectives of the 1995 resolution on the Middle East: Report submitted by Sweden
NPT/CONF.2010/12	Memorandum of the Government of Mongolia Regarding the Consolidation of Its International Security and Nuclear-Weapon-Free Status
NPT/CONF.2010/13	Implementation of the Treaty on the Non-Proliferation of Nuclear Weapons: Report submitted by Poland
NPT/CONF.2010/14	Implementation of the resolution on the Middle East adopted by the 1995 Review and Extension Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons: Background paper prepared by the United Nations Secretariat
NPT/CONF.2010/15	Memorandum on activities of the Kyrgyz Republic in its capacity as the depositary of the Treaty on a Nuclear-Weapon-Free Zone in Central Asia
NPT/CONF.2010/18	Activities relating to the Treaty on the South-East Asia Nuclear-Weapon-Free Zone: Memorandum submitted by Viet Nam
NPT/CONF.2010/19	Implementation of the Treaty on the Non-Proliferation of Nuclear Weapons: Report submitted by Algeria
NPT/CONF.2010/20	Measures to promote the establishment of nuclear weapons free zones in the Middle East: Report submitted by Algeria
NPT/CONF.2010/21	Implementation of the provisions of the Treaty on the Non-Proliferation of Nuclear Weapons: Report submitted by Ukraine
NPT/CONF.2010/25	Activities of the International Atomic Energy Agency relevant to Article III of the Treaty on the Non-Proliferation of Nuclear Weapons:

	Background paper prepared by the Secretariat of the IAEA
NPT/CONF.2010/27	Implementation of the Treaty on the Non-Proliferation of Nuclear Weapons: Report submitted by New Zealand
NPT/CONF.2010/28	Implementation of the Treaty on the Non-Proliferation of Nuclear Weapons: Report submitted by the Russian Federation
NPT/CONF.2010/29	Implementation of the Treaty on the Non-Proliferation of Nuclear Weapons: Report submitted by the Brazil
NPT/CONF.2010/30	Implementation of the Treaty on the Non-Proliferation of Nuclear Weapons: Report submitted by Kazakhstan
NPT/CONF.2010/31	Implementation of the Treaty on the Non-Proliferation of Nuclear Weapons: Report submitted by China
NPT/CONF.2010/32	Steps to advance the Middle East process and to promote the establishment of a nuclear-weapon-free zone in the Middle East: Report submitted by China
NPT/CONF.2010/33	Establishment of a nuclear-weapon-free zone in the Middle East: Report submitted by the Islamic Republic of Iran
NPT/CONF.2010/37	Steps to promote the achievement of a nuclear-weapon-free zone in the Middle East and the realization of the goals and objectives of the 1995 resolution on the Middle East: Report submitted by Australia
NPT/CONF.2010/38	Implementation of the NPT: Report submitted by Morocco
NPT/CONF.2010/39	Implementation of the 1995 resolution on the establishment of a nuclear-weapon-free zone in the Middle East: Report submitted by Morocco
NPT/CONF.2010/40	Implementation of the NPT: Report submitted by Cuba
NPT/CONF.2010/42	Implementation of the NPT: Report submitted by Uruguay
NPT/CONF.2010/44	National report submitted by Mexico
NPT/CONF.2010/45	United States information pertaining to the Treaty on the Non-Proliferation of Nuclear Weapons

(b) Conference working papers

- NPT/CONF.2010/WP.1 Multilateral nuclear supply principles of the Zangger Committee: Working paper submitted by Argentina, Australia, Austria, Belgium, Bulgaria, Canada, China, Croatia, the Czech Republic, Denmark, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Japan, Kazakhstan, Luxembourg, the Netherlands, Norway, Poland, Portugal, the Republic of Korea, Romania, the Russian Federation, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, Turkey, Ukraine, the United Kingdom of Great Britain and Northern Ireland and the United States of America as members of the Zangger Committee
- NPT/CONF.2010/WP.3 Repatriation of all Russian-origin fresh highly enriched uranium as well as spent fuel from Romania: Working paper submitted by Romania and the Russian Federation
- NPT/CONF.2010/WP.5/Rev.1 Proposed elements by for a final document of the 2010 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons on strengthening the International Atomic Energy Agency safeguards: Working paper submitted by Japan, Australia, Austria, Belgium, Finland, France, Hungary, Ireland, Italy, New Zealand, Norway, Peru, the Republic of Korea, Singapore and Uruguay
- NPT/CONF.2010/WP.9 A new package of practical nuclear disarmament and non-proliferation measures for the 2010 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons: Working paper submitted by Australia and Japan
- NPT/CONF.2010/WP.11 Implementation of the 1995 resolution concerning the establishment of a nuclear-weapon-free zone in the region of the Middle East: Working paper submitted by the Libyan Arab Jamahiriya
- NPT/CONF.2010/WP.13* Proposed elements for the final document of the 2010 Review Conference on strengthening the technical cooperation activities of the International Atomic Energy Agency: Working paper submitted by Japan

NPT/CONF.2010/WP.14	Implementation of the 1995 resolution and 2000 outcome on the Middle East: Working paper submitted by Egypt
NPT/CONF.2010/WP.15	Articles III (3) and IV, and the sixth and seventh preambular paragraphs, especially in their relationship to article III (1), (2) and (4) and the fourth and fifth preambular paragraphs (nuclear safety): Working paper submitted by Australia, Austria, Canada, Denmark, Finland, Hungary, Ireland, the Netherlands, New Zealand, Norway and Sweden (“the Vienna Group of Ten”)
NPT/CONF.2010/WP.17	Article III and preambular paragraphs 4 and 5, especially in their relationship to article IV and preambular paragraphs 6 and 7 (export controls): Working paper submitted by Australia, Austria, Canada, Denmark, Finland, Hungary, Ireland, the Netherlands, New Zealand, Norway and Sweden (“the Vienna Group of Ten”)
NPT/CONF.2010/WP.20	Article III and the fourth and fifth preambular paragraphs, especially in their relationship to article IV and the sixth and seventh preambular paragraphs (physical protection and illicit trafficking): Working paper submitted by Australia, Austria, Canada, Denmark, Finland, Hungary, Ireland, the Netherlands, New Zealand, Norway and Sweden (“the Vienna Group of Ten”)
NPT/CONF.2010/WP.21	Article III and the fourth and fifth preambular paragraphs, especially in their relationship to article IV and the sixth and seventh preambular paragraphs (compliance and verification): Working paper submitted by Australia, Austria, Canada, Denmark, Finland, Hungary, Ireland, the Netherlands, New Zealand, Norway and Sweden (“the Vienna Group of Ten”)
NPT/CONF.2010/WP.26	Establishment of a nuclear-weapon-free zone in the Middle East: Working paper submitted by Algeria
NPT/CONF.2010/WP.29	Working paper on implementation of the resolution on the Middle East that was adopted at the 1995 Review and Extension Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons, and of the outcome of the 2000 Review Conference

	with regard to the establishment of a nuclear-weapon-free zone in the Middle East, submitted by the Lebanese Republic on behalf of the States members of the League of Arab States to the 2010 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons
NPT/CONF.2010/WP.31	Council Decision 2010/212/CFSP of 29 March 2010 relating to the position of the European Union for the 2010 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons: Working paper submitted by Spain on behalf of the European Union
NPT/CONF.2010/WP.32	France's action against proliferation: Working paper submitted by France
NPT/CONF.2010/WP.38	Proposal by Australia, Austria, Canada, Denmark, Finland, Hungary, Ireland, the Netherlands, New Zealand, Norway, and Sweden ("the Vienna Group of Ten")
NPT/CONF.2010/WP.39	Collective Arab position on issues presented to the 2010 NPT Review Conference: Working paper submitted by Lebanon on behalf of the States members of the League of Arab States
NPT/CONF.2010/WP.43	Working paper submitted by the Islamic Republic of Iran on establishment of a nuclear weapons free zone in the Middle East
NPT/CONF.2010/WP.45	Middle East zone free of nuclear weapons as well as other weapons of mass destruction: France's commitment: Working paper submitted by France
NPT/CONF.2010/WP.46	Working paper presented by the Group of Non-Aligned States Parties to the 2010 Review Conference of the Treaty on the Non-Proliferation of Nuclear Weapons (NPT)
NPT/CONF.2010/WP.51	Working paper submitted by the Syrian Arab Republic
NPT/CONF.2010/WP.52	Working paper prepared by Palestine to the 2010 Review Conference of the Treaty on the Non-Proliferation of Nuclear Weapons
NPT/CONF.2010/WP.54	Working paper submitted by Uzbekistan on behalf of the States parties to the Central Asian Nuclear-Weapon-Free Zone (CANWFZ) Treaty (Kazakhstan, Kyrgyzstan,

	Tajikistan, Turkmenistan and Uzbekistan for the NPT Review Conference
NPT/CONF.2010/WP.56	Strengthening IAEA safeguards: Working paper presented by Spain on behalf of the European Union
NPT/CONF.2010/WP.57	Non-proliferation: Working paper submitted by Iraq
NPT/CONF.2010/WP.61	Non proliferation: Working paper submitted by Iran
NPT/CONF.2010/WP.62	Non-compliance: Working paper submitted by Iran
NPT/CONF.2010/WP.64	Non-proliferation: Working paper submitted by China
NPT/CONF.2010/WP.66	Nuclear issues with the Middle East: Working paper submitted by China
NPT/CONF.2010/WP.67	Nuclear-weapon-free zones: Working paper submitted by China
NPT/CONF.2010/WP.69	Working paper submitted Belgium, Lithuania, the Netherlands, Norway, Poland, Spain and Turkey for consideration at the 2010 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons

(c) Documents introduced in Main Committee II:

- (i) Working papers
- (ii) Conference room papers

NPT/CONF.2010/MC.II/INF/1	Draft programme of work: 10-14 May 2010 - Main Committee II and Subsidiary Body II
NPT/CONF.2010/MC.II/INF/2	Draft programme of work: 17-21 May 2010 - Main Committee II and Subsidiary Body II
NPT/CONF.2010/MC.II/CRP.1	Report of Main Committee II: Chairman's Draft

(d) Documents introduced in Main Committee II, Subsidiary Body II

- (i) Working papers
- (ii) Conference room papers

Work of the Committee

6. The Committee held [] plenary meetings between 10 and 21 May 2010. An account of the discussions is contained in the relevant summary records (NPT/CONF.2010/MC.II/SR.[]). Subsidiary Body 2 of Main Committee II held [] meetings between 11 and [] May. As the meetings of Subsidiary Body 2 were

closed meetings, there are no official records of those meetings. Main Committee II and Subsidiary Body 2 also held informal meetings and consultations during that period. The Chairman of Main Committee II was assisted by the Vice-Chairmen in coordinating the informal consultations convened to examine various proposals and documents submitted to the Committee. After an item-by-item consideration of the agenda items allocated to it, the Committee, both at its formal and informal meetings, proceeded to a detailed discussion of the proposals and documents before it; the results of the discussions are outlined in paragraph 7 below. The various views expressed and proposals made are reflected in the summary records of the Committee and in the working papers submitted to it. Those summary records and working papers form an integral part of the report of the Committee to the Conference.

II. Conclusions and Recommendations

7. At the [] meeting of Main Committee II, on [] May 2010, the Committee took note of the report submitted to it by the Chairman of Main Committee II. The Committee agreed on the following formulations for the Final Document of the Conference:

Reaffirmation of commitments

1. The States parties reiterate their commitment to the effective and full implementation of ~~the objectives of~~ the Treaty, the decisions and resolution on the Middle East of the 1995 Review and Extension Conference and the Final Document of the 2000 Review Conference.

2. ~~DELETE~~ ~~The Conference stresses that adherence to all provisions of the Treaty makes a~~ stresses that adherence to, and compliance with, the non-proliferation and verification requirements of the Treaty are the essential basis for peaceful nuclear cooperation and commerce and that implementation of IAEA safeguards makes a vital contribution to the environment for the development of ~~an international cooperation in the~~ peaceful uses of nuclear energy.

~~The Conference reaffirms the fundamental importance of full compliance with [Article III/all the provisions] of the Treaty and the relevant safeguards agreements and its contribution to the creation of an environment for the development of international cooperation.[in the areas of peaceful uses]~~

3. ~~The Conference notes that the integrity of the Treaty depends upon full compliance with all provisions~~ respect of the Treaty by all States parties of all their obligations under the Treaty ~~including relevant safeguards agreements.~~

4. The Conference reaffirms that the Treaty is vital in nuclear disarmament and preventing the proliferation of nuclear weapons thereby providing significant security benefits. The ~~State parties~~ Conference remains convinced that universal adherence to the Treaty can achieve this goal, and they call on all States not parties to the Treaty, India, Israel and Pakistan, to accede to it as non-nuclear-weapon States without further delay and without any conditions, and to bring into force the required comprehensive safeguards agreements, ~~together and with~~ additional protocols consistent with the Model Additional Protocol (INFCIRC/540(Corrected)).

5. The Conference reaffirms the fundamental importance of full and strict compliance by all States with all provisions of the Treaty~~the non-proliferation obligations under the Treaty and the relevant safeguards agreements~~, and recognizes that full implementation of all provisions of the Treaty is essential to preserve non-compliance undermines the integrity of the Treaty and continuation of trust among States Parties.

5bis The Conference calls upon NWS to withdraw any deployed nuclear weapons from territories of other States Parties.~~violates the trust parties place in it for their security.~~

~~6. The Conference reemphasizes the importance of access to the United Nations Security Council and the General Assembly by the IAEA, including its Director General, in accordance with Article XII.C. of the Statute of IAEA and paragraph 19 of INFCIRC/153(Corrected), and the role of the United Nations Security Council and the General Assembly, in accordance with the Charter of the United Nations, in upholding compliance with IAEA safeguards agreements and ensuring compliance with safeguards obligations by taking appropriate measures in the case of any violations notified to it by the IAEA. The Conference notes that in accordance with the Statute of the IAEA and Comprehensive Safeguards Agreement (INFCIRC/153) the Agency informs the United Nations General Assembly and the Security Council the cases of diversion of nuclear material and activities to nuclear weapons as well as the cases of prevention of the Agency's verification activities by Member States. It is conviction of the Conference nothing should be done to undermine the authority of the IAEA in this regard.~~

6. bis. The Conference confirms that obligation under Article III in verifying the peaceful nature of nuclear program provide credible assurances enabling States Parties to engage in transfer of nuclear equipment, material and technology for peaceful purposes in accordance with Article IV. Therefore, States Parties to the Treaty are called upon to refrain from imposing or maintaining any restriction or limitation on transfer of nuclear equipment, material and technology to States Parties with Comprehensive Safeguards Agreement.

7. The Conference reaffirms that the IAEA is the sole competent authority responsible for verifying and assuring, in accordance with ~~its the Statute and of the IAEA and the IAEA~~ safeguards ~~agreements~~system, compliance by States parties with their safeguards agreements undertaken in fulfillment of their obligations under Article III, paragraph 1, of the Treaty with a view to preventing diversion of nuclear energy from peaceful uses to nuclear weapons or other nuclear explosive devices. It is the conviction of the Conference that nothing should be done to undermine the authority of IAEA in this regard. States parties that have concerns regarding non-compliance with the safeguards agreements ~~of the Treaty by the States parties~~ should direct such concerns, along with supporting valid and credible evidence and information, to the IAEA to consider, investigate, draw conclusions and decide on necessary actions in accordance with its mandate.

~~7bis. While expressing full confidence in the impartiality and professionalism of the IAEA, the Conference strongly rejects attempts by any State to politicize the work of the IAEA, including technical cooperation program, in violation of the IAEA Statute, and stresses that any undue pressure and interference in the IAEA, especially its verification process, which could jeopardize the efficiency and credibility of the IAEA, should be avoided.~~

~~7bister. The Conference reaffirms that the 53rd session of the General Conference of the IAEA has requested “the Director General and the Secretariat to continue to provide objective technically and factually based reports to the Board of Governors and the General Conference on the implementation of safeguards with the appropriate references to relevant provisions of safeguards agreements”.~~

~~7quater. The Conference recalls that the 53 session of the General Conference of the IAEA stressed “the importance of maintaining and observing fully the principle of confidentiality regarding all information related to implementation of safeguards in accordance with Agency’s Statute and safeguards agreements”, requested the Director General “to continue to review and update the established procedure for the protection of safeguards confidential information within the Secretariat and report periodically to the Board about the implementation of the regime for the protection of safeguards confidential information” and reiterated that “in using information received from open sources the Secretariat carefully considers the reliability of the source and whether or not the information is authenticated prior to reflection with the State concerned”.~~

8. The Conference reaffirms that IAEA safeguards are a fundamental pillar component of the nuclear non-proliferation regime, play an indispensable role in the implementation of the Treaty by promoting further confidence among States and help to create an environment conducive to nuclear disarmament and nuclear cooperation.

9. ~~Delete~~ ~~The Conference expresses that the adherence to all provisions of the Treaty makes a vital contribution to the environment for the development of the peaceful uses of nuclear energy, reaffirms that the non-proliferation and safeguards commitments in the Treaty are also essential for peaceful nuclear cooperation and that IAEA safeguards make a vital contribution to the environment for peaceful nuclear development and international cooperation in the peaceful uses of nuclear energy.~~

10. The Conference also reaffirms its endorsement of the measures contained in the Model Protocol Additional to the Agreement(s) between State(s) and the International Atomic Energy Agency for the Application of Safeguards (INFCIRC/540(Corrected)), which was approved by the IAEA Board of Governors in May 1997, on the understanding that the adherence to the Additional Protocol is of a voluntary nature. The Conference notes that safeguards-strengthening measures contained in the Model Additional Protocol

will provide the IAEA with, inter alia, enhanced information about a State's nuclear activities and complementary access to locations within a State.

11. The Conference reaffirms that nothing in the Treaty should be interpreted as affecting the inalienable right of all States parties to the Treaty to develop research, production and the use of nuclear energy for peaceful purposes in conformity with the non-proliferation obligations under the Treaty.

12. The Conference reconfirms paragraph 12 of Decision 2 ("Principles and objectives for nuclear non-proliferation and disarmament") of the 1995 Review and Extension Conference, which provides that new supply arrangements for the transfer of source or special fissionable material or equipment or material especially designed or prepared for the processing, use, or production of special fissionable material to non-nuclear-weapon States should require, as a necessary precondition, acceptance of the full scope IAEA safeguards and internationally legally binding commitments not to acquire nuclear weapons or other nuclear explosive devices.

13. The Conference underlines the paramount importance of effective physical protection of nuclear material and nuclear facilities and the need for all States parties to maintain the highest possible standards of physical protection as an element to also strengthen the non-proliferation measures regime.

Nuclear weapons free zones

14. The Conference recalls the Principles and Objectives for Nuclear Non-Proliferation and Disarmament, adopted at the 1995 Review and Extension Conference and underlines the importance of the 1999 Guidelines of the United Nations Disarmament Commission on the establishment of the internationally recognized nuclear-weapon-free zones ~~on the basis of arrangements freely arrived at among the States of the region concerned.~~

15. The Conference reaffirms that the establishment of nuclear-weapon-free zones contributes to the general and complete disarmament, enhances global and regional peace and security, strengthens the international nuclear non-proliferation regime.

16. The Conference recalls the declaration by Mongolia of its nuclear-weapon-free status and supports Mongolia's policy to institutionalize its nuclear-weapon-free status, and expresses the hope that it would be realized in near future.

16bis. The Conference underlines that the respect for the nuclear-weapons-free zones by nuclear-weapon and neighboring states constitutes an important nuclear disarmament and non-proliferation commitment.

Review of the operation of the Treaty

17. The Conference welcomes the succession of Montenegro to the Treaty in 2006. ~~(to be consistent with the relevant paragraph in other MC)~~

18. The Conference ~~notes welcomes with satisfaction~~ that [165] States have brought into force comprehensive safeguards agreements with IAEA in compliance with Article III, paragraph 4, of the Treaty. ~~The Conference, however, expresses regret that universality of the Comprehensive Safeguards Agreements has not been realized.~~

19. The Conference welcomes the fact that since May 1997, the IAEA Board of Governors has approved additional protocols (INFCIRC/540) to ~~comprehensive safeguards agreements~~ for 133 States. Additional protocols are currently being implemented in 101 States ~~including all five nuclear-weapon States.~~

20. The Conference notes that all nuclear-weapon States have now brought into force additional protocols to their voluntary offer safeguards agreements incorporating those measures provided for in the Model Additional Protocol that each nuclear-weapon State has identified as capable of contributing to the non-proliferation and efficiency aims of the Protocol.

21. The Conference recognizes that comprehensive safeguards agreements have been successful in providing assurance regarding declared non diversion of nuclear material. The Conference notes that implementation of the measures specified in the Model Additional Protocol provides, ~~in an effective and efficient manner~~, increased confidence about the absence of undeclared nuclear material and activities in a State as a whole ~~and that those measures have been introduced as an integral part of IAEA's safeguards system.~~

22. The Conference notes that ~~strengthening~~ measures provided for under ~~both the~~ comprehensive safeguards agreements and also the additional protocols ~~are now used routinely by the IAEA, and thus significantly~~ increase the ability of the IAEA to verify the peaceful use of all nuclear material in all non-nuclear-weapon States. ~~The Conference also notes the efforts of the IAEA to strengthen safeguards to increase its ability to detect undeclared activities, and supports the implementation of such measures.~~

23. The Conference notes the conclusion reached in 2005 by the IAEA Board of Governors that the then existing small quantities protocols, which hold in abeyance the implementation of certain provisions of the comprehensive safeguards agreement, constitute a weakness in the safeguards system. The Conference further notes the decisions of the IAEA Board of Governors in 2005 to modify the standard text of the small quantities protocol and to change the eligibility criteria for such a protocol.

24. The Conference welcomes the important work being undertaken by the IAEA and concerned member states in the conceptualization and the development of State-level approaches to safeguards implementation and

evaluation, and in the implementation of State-level integrated safeguards approaches by the IAEA, which results in an information driven system of verification that is more comprehensive, as well as more flexible and effective. The Conference ~~welcomes notes~~ the implementation by the IAEA of integrated safeguards in [43] States parties.

25. The Conference notes that existing bilateral and regional safeguards arrangements play a key role in the promotion of transparency and mutual confidence ~~between neighbouring States~~, and that they also provide effective assurances concerning nuclear non-proliferation. ~~The Conference considers that bilateral or regional safeguards could be useful in regions interested in building confidence among their member States and in contributing effectively to the non-proliferation regime.~~

26. The Conference notes ~~with appreciation~~ that many research reactors are discontinuing the use of highly enriched uranium fuel in favour of low-enriched uranium fuel. Concerns, however, remain about plutonium.

27. The Conference acknowledges the important role of effective and transparent national export control consistent with the Treaty, as well as multilaterally agreed negotiated guidelines for the national and international export control frameworks by all States Parties for nuclear material, equipment and technologies. Such export control ~~The Conference underlines that effective and transparent export controls are central to cooperation in the peaceful uses of nuclear energy, which depends on the existence of~~ promotes a climate of confidence about non-proliferation.

28. ~~The States parties note the useful role that the Nuclear Suppliers Group can play in guiding States parties in setting up their national export control policies. The Conference expresses its concerns on the limitations and restrictions that are inconsistent with the provisions of the Treaty applied by export control regimes, and calls upon all States Parties to remove all such limitations and restrictions on the transfer of nuclear material, equipment, and technology for peaceful purposes to States Parties without further delay.~~

28bis. Any supply arrangements inconsistent with the decision on principles and objectives for nuclear non-proliferation and disarmament adopted by consensus at the 1995 Review and Extension Conference and the Final Document of the 2000 NPT Review Conference shall undermine the Treaty.

The Conference requests that any supplier arrangement should be transparent and should continue to take appropriate measures to ensure that the export guidelines formulated by them do not hamper the development of nuclear energy for peaceful uses by States Parties, in conformity with articles I, II, III and IV of the Treaty.

29. ~~The Conference recognizes the non-proliferation and security benefits of the minimization of the use of highly enriched uranium in civilian applications and welcomes the IAEA efforts to assist countries which, on a voluntary basis, have chosen to take steps to minimize the use of highly enriched uranium in civilian nuclear applications. The Conference also notes the contribution to~~

~~non-proliferation of the Global Threat Reduction Initiative for removal of highly enriched uranium from research reactors, and their conversion into research reactors operating with low enriched uranium.~~

30. The Conference emphasizes the important role of the IAEA in the global efforts to improve the global nuclear security framework and to promote its implementation. The Conference ~~welcomes~~ notes the work being undertaken by the IAEA in developing the Nuclear Security Series for the Member States to benefit from them if they wish to do so. The Conference acknowledges the important contribution of the IAEA in assisting States in developing appropriate national nuclear meeting appropriate security standards measures and ~~calls on~~ encourages States to take full advantage of the IAEA's advisory services in that regard.

30bis. The Conference stresses the need to make further progress toward achieving nuclear disarmament which significantly contributes to efforts aimed at enhancing nuclear security and combating nuclear terrorism.

~~31. The Conference welcomes the work of the IAEA in support of the efforts of States parties to combat illicit trafficking in nuclear materials and other radioactive substances. The Conference welcomes the IAEA activities undertaken to provide for an enhanced exchange of information, including the continued maintenance of its illicit trafficking database. The Conference recognizes the need for enhanced coordination among States and among international organizations in preventing, detecting and responding to the illicit trafficking in nuclear and other radioactive materials.~~

The Conference notes the need for enhancement of the coordination among States Parties on preventing, detecting and responding to the illicit trafficking of nuclear materials and other radioactive materials, in all its aspects, the Conference notes the work of the IAEA in support of the efforts of States parties, in this regard.

Nuclear weapons free zones

32. The Conference welcomes the steps that have been taken since 200~~5~~ to conclude nuclear-weapon-free-zone treaties and recognizes the continuing contributions that the Antarctic Treaty and the Treaties of Tlatelolco, Rarotonga, Bangkok, ~~Pelindaba~~ and Central Asian Nuclear-Weapon-Free Zone Treaty Pelindaba are making towards attaining the objective of ~~global nuclear~~ disarmament and nuclear non-proliferation.

33. The Conference welcomes the entry into force of the African Nuclear-Weapon-Free Zone Treaty (Pelindaba Treaty) on 15 July 2009. The Conference also welcomes actions by different nuclear-weapon-free zones to pursue their objectives, in particular the plan of action for the period 2007-2012 endorsed by the South East Asia Nuclear-Weapon-Free Zone Commission to strengthen the implementation of the Bangkok Treaty and the ongoing consultations between ASEAN and nuclear-weapon States on the Protocol to the South East Asia Nuclear-Weapon-Free Zone Treaty.

34. The Conference welcomes the entry into force of the Central Asian Nuclear-Weapon-Free Zone Treaty (~~Semipalatinsk Treaty~~) on 21 March 2009.

The Conference considers that the establishment of a Nuclear-Weapon-Free Zone in Central Asia constitutes an important step towards strengthening the nuclear non-proliferation regime, promoting cooperation in the peaceful uses of nuclear energy and in the environmental rehabilitation of the territories affected by radioactive contamination.

35prior. The Conference regrets that no meaningful progress has been achieved since 2000 with respect to the ratification of relevant protocols by nuclear weapons states and other concerned states of the Treaties establishing nuclear-weapon-free zones, as well as to the withdrawal of any related reservation or unilateral interpretative declaration that are incompatible with the object and purpose of those treaties.

35. The Conference welcomes the announcement decision of the United States of America of its intention to start the process aimed at the ratification of the protocols to the African and South Pacific Nuclear-Weapon-Free Zones and the intention to conduct the consultations with the parties to the nuclear-weapons-free zones in Central and South East Asia, in an effort to sign and ratify relevant protocols.

36. The Conference positively noteswelcomes the results of the First and Second Conferences of States Parties and Signatories to Treaties that establish Nuclear-Weapon-Free Zones and Mongolia, held respectively on 28 April 2005 in Mexico City and on 30 April 2010 in New York as an important contribution to achieving a nuclear-weapon-free world. The Conference also welcomes the vigorous efforts made by States Parties and signatories to those treaties in order to promote their common objectives.

Forward looking Action Plan

37. The Conference calls upon all States parties to exert all possible efforts to promote universality adherence to of the Treaty and not to undertake any actions that can negatively affect prospects for the universality of the Treaty.

37bis. In order to take measures to strengthen non-proliferation, the Conference calls upon nuclear weapon states to refrain strictly from cooperating with non parties to the NPT and undertake not to transfer any nuclear material, equipment, information, knowledge, and technology to them.

38. The Conference underlines that the objective related to international security issues, including disarmament and non-proliferation, should be achieved through dialogue and cooperation among States, through improvement of international nuclear non-proliferation regime and in accordance with United Nations Charter and the Treaty. States parties further note that all efforts should be deployed to strengthen the existing non-proliferation regime, through multilaterally agreed solutions. In this context, States parties underline the role of the IAEA as the established multilateral mechanism under the Treaty to address safeguards issues and other relevant verification questions.

39. The Conference reiterates the call by previous Conferences for the application of IAEA comprehensive safeguards to all source or special fissionable material in all peaceful nuclear activities in the States parties in accordance with the provisions of Article III of the Treaty.

40. The Conference recognizes the threat posed to international peace and security by nuclear weapons and their proliferation and the need for strict compliance by all States with their nuclear disarmament and non-proliferation obligations, including compliance with their IAEA safeguards agreements in a manner consistent with the provisions of the Treaty and the Statute of IAEA. The Conference supports the IAEA's efforts to resolve safeguards implementation issues associated with States' safeguards agreements. The Conference notes the importance of addressing all compliance challenges to all provisions of the Treaty without discrimination and double standards. These challenges pose a significant test for the Treaty and need to be met firmly in order to uphold the Treaty's integrity and the authority of the IAEA safeguards system. In addition, intense international concerns about nuclear weapons proliferation, including to non-State actors, has added to the importance of the Treaty-based nuclear non-proliferation regime. The Conference recognizes the threat posed to international peace and security by the proliferation of nuclear weapons and the need for strict compliance by all States with their non-proliferation obligations, including compliance with their IAEA safeguards agreements and relevant IAEA Board of Governors and United Nations Security Council resolutions. The Conference supports the IAEA's efforts to resolve safeguards implementation issues associated with States' safeguards agreements. [adref]

40bis. The Conference stresses the statutory role of the IAEA on nuclear disarmament including applying safeguards on nuclear materials derived from the dismantling of nuclear weapons. The Conference recognizes the Agency's capability to verify nuclear disarmament agreement. In this context, the Conference urges all nuclear weapon states, pending the total elimination of nuclear weapons, to put their nuclear materials and facilities under the IAEA safeguards.

41. The Conference underscores the importance of the IAEA exercising fully its authority to verify conduct its verification activities in accordance with the comprehensive safeguards agreements, the declared use of nuclear material and facilities and the absence of undeclared nuclear material and activities in States parties to comprehensive safeguards agreements; views the additional protocols as an effective and efficient tool for the IAEA to obtain a much fuller picture of the existing and planned nuclear programs and material holdings of the non-nuclear-weapon States; and notes that the entry into force and implementation of additional protocols in non-nuclear-weapon States is of vital importance for IAEA to be able to provide credible assurances about the exclusively peaceful nature of non-nuclear-weapon States' nuclear programmes.

42. The Conference notes that 19 States parties to the Treaty have yet to bring into force comprehensive safeguards agreements, and urges them to do so as soon as possible and without further delay. The Conference recommends that

the Director General of IAEA continue his efforts to further facilitate and assist these States parties in the conclusion and entry into force of such agreements.

43. The Conference recognizes that, ~~under~~ comprehensive safeguards agreements, enable the IAEA ~~has the right and the obligation~~ to verify that State declarations on nuclear material and nuclear activities subject to safeguards are ~~not only~~ correct ~~but are also~~ and complete.

44. The Conference stresses that, ~~as decided by the IAEA Board of Governors in 1995, the IAEA the safeguards system for implementing~~ comprehensive safeguards agreements ~~is~~ are designed to provide for verification by the IAEA of the correctness and completeness of States' declarations, so that there is credible assurance of the non-diversion of nuclear material from declared activities and of the absence of undeclared nuclear activities.

45. The Conference encourages all States parties to voluntarily conclude additional protocols and to bring them into force as soon as possible, ~~and to implement them provisionally pending their entry into force.~~

45bis. The Conference acknowledges that it is fundamental to make a distinction between legal obligations and voluntary confidence-building measures, in order to ensure that such voluntary undertakings are not turned into legal safeguards obligations.

46. The Conference recognizes the need for IAEA to further facilitate and assist States parties in the conclusion and entry into force of safeguards agreements and also additional protocols, and welcomes efforts to implement ~~a plan of action~~ measures to encourage wider adherence to comprehensive safeguards agreements and additional protocols. The Conference also calls on the States parties and non states parties to make every effort to ~~identify specific measures that would~~ promote the universalization of the comprehensive safeguards agreements. The Conference calls also for the promotion of and conclusions of additional protocols.

47. ~~The Conference also recognizes additional protocols as an integral part of the IAEA's safeguards system and affirms that a comprehensive safeguards agreement, together with an additional protocol, represents the verification standard that best fulfils the objectives of Article III of the Treaty, and urges all States parties which have not yet done so to conclude and to bring into force an additional protocol as soon as possible. The Conference also notes that the additional protocol represents an excellent confidence building measure.~~

48. The Conference urges all States parties with Small Quantities Protocols to bring into force as soon as possible and as appropriate the Modified Small Quantities Protocols, ~~which have not yet done so to amend or reseed them, as appropriate, as soon as possible and to bring into force additional protocols in order to provide maximum transparency.~~

49. ~~The Conference notes that implementation of integrated safeguards by the IAEA can only proceed after the IAEA has drawn the broader safeguards conclusion that all nuclear material in a State party remains in peaceful activities.~~

50. The Conference notes the foreseen increase in the IAEA's safeguards responsibilities. It further notes the financial constraints under which the IAEA safeguards system is functioning and calls upon all States parties to continue their political, technical and financial support of the IAEA in order to ensure that the IAEA is able to meet its safeguards responsibilities.

51. The Conference underscores the need for all nuclear-weapon States to make arrangements for placing of their fissile material no longer required for military purposes under IAEA verification and to make arrangements for the disposition of such material for peaceful purposes in a manner which ensures that such material remains permanently outside military programs.

~~52. The Conference calls for the wider application of safeguards to peaceful nuclear facilities in the nuclear-weapon States, under the relevant voluntary offer safeguards agreements, in the most economic and practical way possible, taking into account the availability of the IAEA resources and stresses that comprehensive safeguards and additional protocols should be universally applied once the complete elimination of nuclear weapons has been achieved.~~

The Conference requests that all Nuclear-Weapon States and all States not party to the Treaty place all their nuclear facilities under IAEA full scope safeguards. This should be set forth in an agreement to be negotiated and concluded with the IAEA in accordance with the NPT and IAEA statute, for the exclusive purpose of verification of the fulfillment of Nuclear-Weapon States' obligations.

~~53. The Conference affirms that every effort should be made to ensure that the IAEA has the financial and human resources necessary to effectively meet its responsibility to apply safeguards as required by Article III of the Treaty.~~

~~54. The Conference requests that the IAEA continues to identify the financial and human resources needed to meet effectively and efficiently all of its responsibilities, including its safeguards verification responsibilities. The Conference therefore strongly urges all States to ensure that the IAEA is provided with these resources.~~

55. The Conference ~~considers-underscores~~ that the strengthening of the IAEA safeguards should not ~~adversely~~ affect the resources available for technical assistance and cooperation. The allocation of resources should take into account all of the IAEA's statutory functions, ~~particularly including~~ that of encouraging and assisting the development and practical application of atomic energy for peaceful uses with ~~adequate~~ technology transfer. ~~Nonetheless, the Conference recognizes the importance of the IAEA Technical Cooperation Programme in improving State's nuclear safety, nuclear security and nuclear safeguards practices and their ability to meet their safeguards obligations. The Conference also welcomes the efforts of the IAEA to assist its Member States in strengthening their national regulatory controls of radioactive materials. In support of these efforts, the Conference calls upon IAEA Member States to broaden their support for these IAEA programmes.~~

55bis. While expressing its full confidence in the impartiality and professionalism of the IAEA, the Conference strongly rejects attempts by any

State to politicize the work of the IAEA, including technical cooperation program, in violation of the IAEA Statute, and stresses that any undue pressure and interference in the IAEA, especially its verification process, which could jeopardize the efficiency and credibility of the IAEA, should be avoided.

56. The Conference further notes that the IAEA's safeguards system has to be able to respond to both existing and future verification ~~challenges~~requirements, and that it is necessary for the IAEA as appropriate and based on the negotiation among and decision by its Member States to further develop a robust, flexible and adaptive international technology base for advanced safeguards through cooperation among Member States and with the IAEA.

57. The Conference urges all States parties to ensure that their nuclear-related exports do not directly or indirectly assist the development of nuclear weapons or other nuclear explosive devices, without compromising Article IV, and that ~~they~~such exports are in full conformity with the objectives and purposes of the Treaty as stipulated, particularly, in Articles I, II, and III of the Treaty as well as the decision on principles and objectives of nuclear non proliferation and disarmament adopted in 1995 by the Review and Extension Conference.

~~58. The Conference takes note of the work of the Zangger Committee in providing guidance to the States parties to meet their obligations under Article III, paragraph 2, of the Treaty, and invites all States parties to adopt the Understandings of the Zangger Committee in connection with any nuclear cooperation.~~

~~59. The Conference encourages States parties to consider whether a recipient State has brought into force an additional protocol based on the Model Additional Protocol in making nuclear export decisions.~~

60. The Conference calls upon States parties to refrain from imposing any undue restrictions or limitations on the transfer of nuclear equipment, material and technology to States parties ~~with comprehensive safeguards agreements and additional protocols in force.~~

61. The Conference calls upon all States parties to consider the manage responsibly and minimization to the greatest extent that is technically and economically feasible the use of highly enriched uranium for civilian purposes, including by working to convert research reactors and radioisotope production processes to the use of low-enriched uranium.

61bis. The Conference expresses its concerns that some States Parties have made conditions such as entry into force of the additional protocol on nuclear export in contravention to Article IV of the Treaty, and calls upon those States Parties to remove any such condition promptly.

AGREED TO MOVE MC III

~~62. The Conference calls on all States parties to apply, as appropriate, the IAEA recommendations on the physical protection of nuclear material and nuclear facilities (INFCIRC/225/Rev.4(Corrected)) and other relevant~~

~~international instruments at the earliest possible date. [AGREED TO MOVE MC III]~~

~~63.— The Conference welcomes the adoption in 2005 of the amendment to the Convention on the Physical Protection of Nuclear Material. The Conference calls on all States parties to the Convention to ratify the amendment as soon as possible and encourages them to act in accordance with the objectives and the purpose of the amendment until such time as it enters into force. The Conference also calls on all States that have not yet done so to adhere to the Convention and adopt the amendment as soon as possible. [AGREED TO MOVE MC III]~~

~~64.— The Conference urges all States parties to implement the principles of the revised IAEA Code of Conduct on the Safety and Security of Radioactive Sources, as well as the Guidelines on the Import and Export of Radioactive Sources approved by the IAEA Board of Governors in 2004. [AGREED TO MOVE MC III]~~

~~65. The Conference calls upon all States to improve their national capabilities to detect, deter and disrupt illicit trafficking in nuclear materials throughout their territories and calls upon those States parties in a position to do so to work to enhance international partnerships and capacity-building in this regard.~~

~~66.— The Conference notes the entry into force in 2007 of the International Convention for the Suppression of Acts of Nuclear Terrorism as the thirteenth multilateral legal instrument dealing with terrorism and urges all States that have not yet done so to become party to the Convention as soon as possible. The Conference also welcomes the establishment of the Global Initiative to Combat Nuclear Terrorism, which aims at developing a partnership capacity to combat nuclear terrorism on a determined and systematic basis, consistent with obligations under relevant international legal frameworks. [AGREED TO MOVE MC III]~~

Nuclear weapons free zones

~~67. The Conference underlines that the respect for the nuclear-weapons-free zones by nuclear-weapon and neighboring states constitutes an important nuclear disarmament and non-proliferation commitment. The Conference further stresses calls upon the nuclear-weapon States and other concerned states that have not yet done so the importance of the signature and ratification by to sign and ratify the nuclear-weapon States that have not yet done so of the relevant protocols to the treaties that establish nuclear-weapons-free zones in order to assure the total absence of nuclear weapons in the respective territories as envisaged in Article VII of the Treaty.~~

~~68. The Conference calls upon the nuclear-weapon States that, having signed or ratified any of the pertinent protocols to the treaties that establish nuclear-weapon-free zones with reservations and unilateral interpretative declarations, which affect the process of denuclearization of any zone, to reconsider their position and take necessary action to reverse it.~~

69. The Conference underlines the importance of steps to bring into effect the security assurances provided by nuclear-weapon-free-zone treaties and their protocols.

70. The Conference stresses the need to foster cooperation and enhanced consultation mechanisms among the existing nuclear-weapon-free zones through the establishment of concrete measures in order to fully implement the principles and objectives of the relevant nuclear-weapon-free zone treaties and to contribute to the implementation of the Treaty regime.

71. The Conference underscores the importance of the establishment of nuclear weapon free zones free of all weapons of mass destruction and their means of delivery, where they do not exist, especially in regions of tension, such as in the Middle East.

72. The Conference urges the States concerned to resolve any outstanding issues regarding functioning of the Central Asian Nuclear-Weapon-Free Zone in accordance with the 1999 United Nations Disarmament Commission Guidelines.

[Placeholder]

Regional issues, including with respect to the Middle East and implementation of the 1995 Middle East resolution

Regional Issues

73. The subsidiary body on “regional issues, including with respect to the Middle East and implementation of the 1995 Middle East Resolution” held (...) meetings within the overall time allocated to Main Committee II. In the first two meetings of the subsidiary body, States Parties expressed views with respect to the Middle East and implementation of the 1995 Middle East Resolution and (...). Concerns were expressed about the lack of implementation of the Resolution.

The Middle East, particularly implementation of the 1995 Resolution on the Middle East

74. The Conference reaffirms the importance of the Resolution on the Middle East by the 1995 Review and Extension Conference and recognises that the Resolution remains valid until the goals and objectives are achieved. The Resolution, which was co-sponsored by the depositary States of the Treaty on the Non-Proliferation of Nuclear Weapons (Russian Federation, United Kingdom of Great Britain and Northern Ireland and the United States of America), is an essential element of the outcome of the 1995 Conference and of the basis on which the Treaty was indefinitely extended without a vote in 1995.

[Placeholder for the report on substantive proposals of States Parties on regional issues, including implementation of the 1995 Resolution on the Middle East]

