

Board of Governors

GOV/2003/69

Date: 12 September 2003

Original: English

For official use only

Implementation of the NPT Safeguards Agreement in the Islamic Republic of Iran

Resolution adopted by the Board on 12 September 2003

The Board of Governors,

- (a) Recalling the Director General's report of 6 June 2003 (GOV/2003/40), which expressed concern over failures by the Islamic Republic of Iran to report material, facilities and activities as it was obliged to do pursuant to its safeguards agreement, and noted that the Secretariat continues to investigate a number of unresolved issues,
- (b) Recalling also recent statements by Iranian authorities recommitting Iran to full NPT and IAEA safeguards compliance and renouncing Iranian interest in nuclear weapons,
- (c) Acknowledging Iran's decision to start negotiations for the conclusion of an additional protocol, but noting it does not meet the Board's 19 June request that Iran promptly and unconditionally sign and implement such a Protocol,
- (d) Noting with appreciation the Director General's report of 26 August 2003 (GOV/2003/63), on the implementation of safeguards in Iran, and acknowledging that as a result of intensive inspection activities in Iran by the Agency since February, the Agency now has a better, although still incomplete, understanding of Iran's nuclear programme,
- (e) Commending the Secretariat for its continuing efforts to resolve all outstanding safeguards issues and sharing the view of the Director General that much essential work remains to be completed urgently to enable the Agency to draw conclusions on the programme,
- (f) Noting the interim nature of the report of the Director General and calling on Iran to further enhance cooperation and provide full transparency to allow the Agency to fully understand and verify all aspects of Iran's nuclear programme, including the full history of its enrichment programme,

(g) Concerned by the statement of the Director General that information and access were at times slow in coming and incremental, that some of the information was in contrast to that previously provided by Iran, and that there remain a number of important outstanding issues that require urgent resolution,

(h) Noting with concern:

- that the Agency environmental sampling at Natanz has revealed the presence of two types of high enriched uranium, which requires additional work to enable the Agency to arrive at a conclusion;
- that IAEA inspectors found considerable modifications had been made to the premises at the Kalaye Electric Company prior to inspections that may impact on the accuracy of the environmental sampling;
- that some of Iran's statements to the IAEA have undergone significant and material changes, and that the number of outstanding issues has increased since the report;
- that despite the Board's statement in June 2003 encouraging Iran, as a confidence-building measure, not to introduce nuclear material into its pilot centrifuge enrichment cascade at Natanz, Iran has introduced such material;

(i) Expressing grave concern that, more than one year after initial IAEA inquiries to Iran about undeclared activities, Iran has still not enabled the IAEA to provide the assurances required by Member States that all nuclear material in Iran is declared and submitted to Agency safeguards and that there are no undeclared nuclear activities in Iran,

(j) Mindful of Iran's heavy responsibility to the international community regarding the transparency of its extensive nuclear activities,

(k) Recognising the basic and inalienable right of all Member States to develop atomic energy for peaceful purpose,

(l) Stressing the need for effective safeguards in order to prevent the use of nuclear material for prohibited purposes in contravention of safeguards agreements, and underlining the vital importance of effective safeguards for facilitating cooperation in the field of peaceful uses of nuclear energy,

1. Calls on Iran to provide accelerated cooperation and full transparency to allow the Agency to provide at an early date the assurances required by Member States;
2. Calls on Iran to ensure there are no further failures to report material, facilities and activities that Iran is obliged to report pursuant to its safeguards agreement;
3. Reiterates the Board's statement in June 2003 encouraging Iran not to introduce nuclear material into its pilot enrichment cascade in Natanz, and in this context calls on Iran to suspend all further uranium enrichment-related activities, including the further introduction of nuclear material into Natanz, and, as a confidence-building measure, any reprocessing activities, pending provision by the Director General of the assurances required by Member States, and pending satisfactory application of the provisions of the additional protocol;
4. Decides it is essential and urgent in order to ensure IAEA verification of non-diversion of nuclear material that Iran remedy all failures identified by the Agency and cooperate fully with the Agency to ensure verification of compliance with Iran's safeguards agreement by taking all necessary actions by the end of October 2003, including:

- (i) providing a full declaration of all imported material and components relevant to the enrichment programme, especially imported equipment and components stated to have been contaminated with high enriched uranium particles, and collaborating with the Agency in identifying the source and date of receipt of such imports and the locations where they have been stored and used in Iran;
 - (ii) granting unrestricted access, including environmental sampling, for the Agency to whatever locations the Agency deems necessary for the purposes of verification of the correctness and completeness of Iran's declarations;
 - (iii) resolving questions regarding the conclusion of Agency experts that process testing on gas centrifuges must have been conducted in order for Iran to develop its enrichment technology to its current extent;
 - (iv) providing complete information regarding the conduct of uranium conversion experiments;
 - (v) providing such other information and explanations, and taking such other steps as are deemed necessary by the Agency to resolve all outstanding issues involving nuclear materials and nuclear activities, including environmental sampling results;
5. Requests all third countries to cooperate closely and fully with the Agency in the clarification of open questions on the Iranian nuclear programme;
 6. Requests Iran to work with the Secretariat to promptly and unconditionally sign, ratify and fully implement the additional protocol, and, as a confidence-building measure, henceforth to act in accordance with the additional protocol;
 7. Requests the Director General to continue his efforts to implement the Agency's safeguards agreement with Iran, and to submit a report in November 2003, or earlier if appropriate, on the implementation of this resolution, enabling the Board to draw definitive conclusions; and
 8. Decides to remain seized of the matter.