

## Consolidated version of the Treaty establishing the European Atomic Energy Community 2016/C 203/01

### TITLE I

#### THE TASKS OF THE COMMUNITY

- Article 1 By this Treaty the HIGH CONTRACTING PARTIES establish among themselves...
- Article 2 In order to perform its task, the Community shall, as...
- Article 3 (repealed)

### TITLE II

#### PROVISIONS FOR THE ENCOURAGEMENT OF PROGRESS IN THE FIELD OF NUCLEAR ENERGY

##### CHAPTER 1

###### Promotion of research

- Article 4 (1) The Commission shall be responsible for promoting and facilitating...
- Article 5 For purposes of coordinating and complementing research undertaken in Member...
- Article 6 To encourage the carrying out of research programmes communicated to...
- Article 7 Community research and training programmes shall be determined by the...
- Article 8 (1) After consulting the Scientific and Technical Committee, the Commission...
- Article 9 (1) After obtaining the opinion of the Economic and Social...
- Article 10 The Commission may, by contract, entrust the carrying out of...
- Article 11 The Commission shall publish the research programmes referred to in...

##### CHAPTER 2

###### Dissemination of information

###### Section 1

###### Information over which the Community has power of disposal

- Article 12 Member States, persons or undertakings shall have the right, on...
- Article 13 The Commission shall communicate to Member States, persons and undertakings...

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## Section 2

### Other information

#### (a)

#### *Dissemination by amicable agreement*

- Article 14 The Commission shall endeavour, by amicable agreement, to secure both...
- Article 15 The Commission shall establish a procedure by which Member States,...

#### (b)

#### *Compulsory communication to the Commission*

- Article 16 (1) As soon as an application for a patent or...

#### (c)

#### *Grant of licences by arbitration or under compulsory powers*

- Article 17 (1) Failing amicable agreement, non exclusive licences may be granted...
- Article 18 An Arbitration Committee is hereby established for the purposes provided...
- Article 19 Where, failing amicable agreement, the Commission intends to secure the...
- Article 20 The proprietor may, within one month of receipt of the...
- Article 21 If the proprietor does not propose that the matter be...
- Article 22 (1) If the proprietor of the patent, provisionally protected patent...
- Article 23 After the lapse of one year, the decisions of the...

## Section 3

### Security provisions

- Article 24 Information which the Community acquires as a result of carrying...
- Article 25 (1) A Member State notifying the existence or communicating the...
- Article 26 (1) Where information covered by patents, patent applications, provisionally protected...
- Article 27 Compensation for any damage suffered by the applicant as a...

## Section 4

### Special provisions

- Article 28 Where, as a result of their communication to the Commission,...
- Article 29 Where an agreement or contract for the exchange of scientific...

## CHAPTER 3

### Health and safety

- Article 30 Basic standards shall be laid down within the Community for...
- Article 31 The basic standards shall be worked out by the Commission...
- Article 32 At the request of the Commission or of a Member...
- Article 33 Each Member State shall lay down the appropriate provisions, whether...
- Article 34 Any Member State in whose territories particularly dangerous experiments are...
- Article 35 Each Member State shall establish the facilities necessary to carry...
- Article 36 The appropriate authorities shall periodically communicate information on the checks...
- Article 37 Each Member State shall provide the Commission with such general...
- Article 38 The Commission shall make recommendations to the Member States with...
- Article 39 The Commission shall set up within the framework of the...

## CHAPTER 4

### Investment

- Article 40 In order to stimulate action by persons and undertakings and...
- Article 41 Persons and undertakings engaged in the industrial activities listed in...
- Article 42 The projects referred to in Article 41 shall be communicated...
- Article 43 The Commission shall discuss with the persons or undertakings all...
- Article 44 The Commission may, with the consent of the Member States,...

## CHAPTER 5

### Joint undertakings

- Article 45 Undertakings which are of fundamental importance to the development of...
- Article 46 (1) Every project for establishing a Joint Undertaking, whether originating...
- Article 47 The Council may, when the matter has been submitted to...
- Article 48 The Council may, acting unanimously on a proposal from the...
- Article 49 Joint Undertakings shall be established by Council decision. Each Joint...
- Article 50 The statutes of Joint Undertakings shall be amended, where necessary,...
- Article 51 The Commission shall be responsible for carrying out all decisions...

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## CHAPTER 6

### Supplies

Article 52 (1) The supply of ores, source materials and special fissile...

#### Section 1

#### The Agency

Article 53 The Agency shall be under the supervision of the Commission,...

Article 54 The Agency shall have legal personality and financial autonomy.  
The...

Article 55 The Member States shall communicate or cause to be  
communicated...

Article 56 The Member States shall be responsible for ensuring that the...

#### Section 2

Ores, source materials and special fissile materials coming from inside the Community

Article 57 (1) The right of option of the Agency shall cover:...

Article 58 Where a producer carries out several stages of production from...

Article 59 If the Agency does not exercise its right of option...

Article 60 Potential users shall periodically inform the Agency of the  
supplies...

Article 61 The Agency shall meet all orders unless prevented from so...

Article 62 (1) The Agency shall exercise its right of option on...

Article 63 Ores, source materials and special fissile materials produced by  
Joint...

#### Section 3

Ores, source materials and special fissile materials coming from outside the Community

Article 64 The Agency, acting where appropriate within the framework of  
agreements...

Article 65 Article 60 shall apply to applications from users and to...

Article 66 Should the Commission find, on application by the users  
concerned,...

#### Section 4

#### Prices

Article 67 Save where exceptions are provided for in this Treaty, prices...

Article 68 Pricing practices designed to secure a privileged position for  
certain...

Article 69 The Council may fix prices, acting unanimously on a proposal...

## Section 5

### Provisions relating to supply policy

- Article 70 Within the limits set by the budget of the Community,...
- Article 71 The Commission shall make all appropriate recommendations to Member States...
- Article 72 The Agency may, from material available inside or outside the...

## Section 6

### Special provisions

- Article 73 Where an agreement or contract between a Member State, a...
- Article 74 The Commission may exempt from the provisions of this Chapter...
- Article 75 The provisions of this Chapter shall not apply to commitments...
- Article 76 On the initiative of a Member State or of the...

## CHAPTER 7

### Safeguards

- Article 77 In accordance with the provisions of this Chapter, the Commission...
- Article 78 Anyone setting up or operating an installation for the production,...
- Article 79 The Commission shall require that operating records be kept and...
- Article 80 The Commission may require that any excess special fissile materials...
- Article 81 The Commission may send inspectors into the territories of Member...
- Article 82 Inspectors shall be recruited by the Commission. They shall be...
- Article 83 (1) In the event of an infringement on the part...
- Article 84 In the application of the safeguards, no discrimination shall be...
- Article 85 Where new circumstances so require, the procedures for applying the...

## CHAPTER 8

### Property ownership

- Article 86 Special fissile materials shall be the property of the Community....
- Article 87 Member States, persons or undertakings shall have the unlimited right...
- Article 88 The Agency shall keep a special account in the name...
- Article 89 (1) In the Special Fissile Materials Financial Account:
- Article 90 Where new circumstances so require, the provisions of this Chapter...
- Article 91 The system of ownership applicable to all objects, materials and...

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## CHAPTER 9

### The nuclear common market

- Article 92 The provisions of this Chapter shall apply to the goods...
- Article 93 Member States shall prohibit between themselves all customs duties on...
- Articles 94 (repealed)
- and 95
- Article 96 The Member States shall abolish all restrictions based on nationality...
- Article 97 No restrictions based on nationality may be applied to natural...
- Article 98 Member States shall take all measures necessary to facilitate the...
- Article 99 The Commission may make any recommendations for facilitating movements of...
- Article 100 (repealed)

## CHAPTER 10

### External relations

- Article 101 The Community may, within the limits of its powers and...
- Article 102 Agreements or contracts concluded with a third State, an international...
- Article 103 Member States shall communicate to the Commission draft agreements or...
- Article 104 No person or undertaking concluding or renewing an agreement or...
- Article 105 The provisions of this Treaty shall not be invoked so...
- Article 106 Member States which, before 1 January 1958 or, for acceding...

## TITLE III

### INSTITUTIONAL AND FINANCIAL PROVISIONS

## CHAPTER 1

### Application of certain provisions of the Treaty on European Union and of the Treaty on the Functioning of the European Union

- Article 106a (1) Article 7, Articles 13 to 19, Article 48(2) to...

## CHAPTER 2

### The Institutions of the Community

#### Section 1

#### The European Parliament

- Articles 107 (repealed)
- to 114

## Section 2

### The Council

Articles 115  
to 123 (repealed)

## Section 3

### The Commission

Articles 124  
to 133 (repealed)  
Article 134 (1) A Scientific and Technical Committee is hereby set up;...  
Article 135 The Commission may undertake any consultations and establish any study...

## Section 4

### The Court of Justice of the European Union

Articles 136  
to 143 (repealed)  
Article 144 The Court of Justice of the European Union shall have...  
Article 145 If the Commission considers that a person or undertaking has...  
Articles 146  
to 156 (repealed)  
Article 157 Save as otherwise provided in this Treaty, actions brought before...  
Articles 158  
to 160 (repealed)

## Section 5

### The Court of Auditors

Articles 160a  
to 160c (repealed)

## CHAPTER 3

### Provisions common to several institutions

Articles 161  
to 163 (repealed)  
Article 164 Enforcement shall be governed by the rules of civil procedure...

## CHAPTER 4

### The Economic and Social Committee

Articles 165  
to 170 (repealed)

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## TITLE IV

### SPECIFIC FINANCIAL PROVISIONS

Article 171	(1) Estimates shall be drawn up for each financial year...
Article 172	(1) (repealed) (2) (repealed) (3) (repealed) (4) Loans for the...
Articles 173 and 173a	(repealed)
Article 174	(1) The expenditure shown in the operating budget shall include...
Article 175	(repealed)
Article 176	(1) Subject to the limits resulting from programmes or decisions...
Articles 177 to 181	(repealed)
Article 182	(1) The Commission may, provided it notifies the competent authorities...
Articles 183 and 183a	(repealed)

## TITLE V

### GENERAL PROVISIONS

Article 184	The Community shall have legal personality.
Article 185	In each of the Member States, the Community shall enjoy...
Article 186	(repealed)
Article 187	The Commission may, within the limits and under the conditions...
Article 188	The contractual liability of the Community shall be governed by...
Article 189	The seat of the institutions of the Community shall be...
Article 190	(repealed)
Article 191	The Community shall enjoy in the territories of the Member...
Article 192	Member States shall take all appropriate measures, whether general or...
Article 193	Member States undertake not to submit a dispute concerning the...
Article 194	(1) The members of the institutions of the Community, the...
Article 195	The institutions of the Community, the Agency and the Joint...
Article 196	For the purposes of this Treaty, save as otherwise provided...
Article 197	For the purposes of this Treaty: 'Special fissile materials' means...
Article 198	Save as otherwise provided, this Treaty shall apply to the...
Article 199	It shall be for the Commission to ensure the maintenance...
Article 200	The Community shall establish all appropriate forms of cooperation with...
Article 201	The Community shall establish close cooperation with the Organisation for...
Article 202	The provisions of this Treaty shall not preclude the existence...
Article 203	If action by the Community should prove necessary to attain...
Articles 204 and 205	(repealed)
Article 206	The Community may conclude with one or more States or...
Article 207	The Protocols annexed to this Treaty by common accord of...
Article 208	This Treaty is concluded for an unlimited period.



## TITLE VI

### *PROVISIONS RELATING TO THE INITIAL PERIOD*

Articles 209  
to 223 (repealed)

### *FINAL PROVISIONS*

Article 224 This Treaty shall be ratified by the High Contracting Parties...  
Article 225 This Treaty, drawn up in a single original in the...

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## ANNEXES

### ANNEX I — FIELDS OF RESEARCH CONCERNING NUCLEAR ENERGY REFERRED TO IN ARTICLE 4 OF THIS TREATY

- I. Raw materials
  1. Methods for the prospecting and mining of base materials (uranium,...
  2. Methods of concentrating these materials and converting them into technically...
  3. Methods of converting these technically pure compounds into nuclear grade...
  4. Methods for the conversion and processing of these compounds and...
  5. Methods of protecting such fuel elements against corrosion or erosion...
  6. Methods of producing, refining, processing and preserving other special materials...
  7. Methods of isotope separation:
- II. Physics applied to nuclear energy
  1. Applied theoretical physics:
  2. Applied experimental physics:
  3. Reactor calculations:
- III. Physical chemistry of reactors
  1. Study of changes in the physical and chemical structure and...
  2. Study of degradation and other phenomena produced by irradiation in:...
  3. Application of analytical chemistry and analytical physical chemistry to reactor...
  4. Physical chemistry of homogeneous reactors: radiochemistry, corrosion.
- IV. Processing of radioactive material
  1. Methods of extracting plutonium and uranium 233 from irradiated fuels,...
  2. Chemistry and metallurgy of plutonium.
  3. Methods of extracting and chemistry of other transuranic elements.
  4. Methods of extracting and chemistry of useful radioisotopes:
  5. Concentration and storage of useless radioactive waste.
- V. Applications of radioisotopes
- VI. Study of the harmful affects of radiation on living organisms...
  1. Study of the detection and measurement of harmful radiations.
  2. Study of adequate preventive and protective measures and the appropriate...

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3. Study of the treatment of radiation effects.

VII. Equipment

VIII. Economic aspects of energy production

1. Comparative studies, both theoretical and experimental, of the various reactor...
2. Technical and economic study of fuel cycles.

ANNEX II — INDUSTRIAL ACTIVITIES REFERRED TO IN ARTICLE 41  
OF THIS TREATY

1. Mining of uranium and thorium ore.
2. Concentration of such ores.
3. Chemical processing and refining of uranium and thorium concentrates.
4. Preparation of nuclear fuels, in any form.
5. Fabrication of nuclear fuel elements.
6. Production of uranium hexafluoride.
7. Production of enriched uranium.
8. Processing of irradiated fuels for the purpose of separating some...
9. Production of reactor moderators.
10. Production of hafnium-free zirconium or compounds thereof.
11. Nuclear reactors of all types and for all purposes.
12. Facilities for the industrial processing of radioactive waste, set up...
13. Semi industrial installations intended to prepare the way for the...

ANNEX III — ADVANTAGES WHICH MAY BE CONFERRED ON JOINT  
UNDERTAKINGS UNDER ARTICLE 48 OF THIS TREATY

1. Recognition that public interest status in conformity with the national...
2. The right to be granted licences, either through arbitration or...
3. Exemption from all duties and charges when Joint Undertakings are...
4. Exemption from all duties and charges levied upon acquisition of...
5. Exemption from all direct taxes to which Joint Undertakings, their...
6. Exemption from all customs duties and charges having equivalent effect...
7. Exchange arrangements provided for in Article 182(6).

8. Exemption from restrictions on entry and residence for nationals of...

ANNEX IV — LIST OF GOODS AND PRODUCTS SUBJECT TO THE  
PROVISIONS OF CHAPTER 9 ON THE NUCLEAR  
COMMON MARKET

List A1

List A2

List B (entry deleted)

ANNEX V — INITIAL RESEARCH AND TRAINING PROGRAMME  
REFERRED TO IN ARTICLE 215 OF THIS TREATY  
(repealed)

Signature

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- (1) The Republic of Bulgaria, the Czech Republic, the Kingdom of Denmark, the Republic of Estonia, Ireland, the Hellenic Republic, the Kingdom of Spain, the Republic of Croatia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Austria, the Republic of Poland, the Portuguese Republic, Romania, the Republic of Slovenia, the Slovak Republic, the Republic of Finland, the Kingdom of Sweden and United Kingdom of Great Britain and Northern Ireland have since become members of the European Atomic Energy Community.