



U.S. Additional Protocol Bulletin

Department of Commerce
Bureau of Industry and Security

Summary of Additional Protocol Declaration and Complementary Access Provisions

The Additional Protocol to the U.S.-International Atomic Energy Agency (IAEA) Safeguards Agreement subjects nuclear fuel cycle-related activities that do not involve nuclear material to declaration (i.e., report) and inspection (i.e., complementary access) requirements. The Bureau of Industry and Security (BIS) will have regulatory authority for commercial activities that are not licensed by the Nuclear Regulatory Commission (NRC) or a NRC Agreement State or that are not located on a Department of Energy (DOE) or Department of Defense (DOD) facility. The report and complementary access provisions associated with these activities are summarized below:

	Research and Development (without nuclear material)		Manufacturing of equipment and non- nuclear material	Mining	Imports
	Publicly Funded	Privately Funded			
Examples of subject activities	All nuclear fuel cycle-related R&D.	Enrichment or reprocessing of nuclear fuel or nuclear waste.	Manufacturing / assembly or construction of nuclear fuel cycle-related equipment and materials listed in Annex I of the Protocol. ¹	Uranium hard-rock mining and ore beneficiation.	Import of equipment and non-nuclear material. ¹
Report Timelines	<ul style="list-style-type: none"> - Initial reports to BIS within 30 days of promulgation of the Additional Protocol Regulations - Annual declarations due to BIS by January 31. 			Imports - Within 30 days of receiving notice from BIS.	
Clarification Requests	- Upon request by the IAEA, the U.S. will provide amplification or clarification of any declared information pertaining to these activities.				
Complementary Access Frequency	<ul style="list-style-type: none"> - Not routine; the IAEA will not systematically or mechanistically verify declarations. - There is no recurring verification (i.e., inspections) under the Additional Protocol. 				
Complementary Access Notification	IAEA will provide advance notification to the United States at least 24 hours prior to access.				
Purpose of Complementary Access	Resolve question or inconsistency relating to a declaration after a clarification request has been made.			Assure absence of undeclared nuclear material or activities.	Resolve question or inconsistency relating to a declaration.

Further Information

For more detailed information on the U.S.-IAEA Additional Protocol, see BIS Outreach Publication AP-001 ("The Additional Protocol to the U.S.-IAEA Safeguards Agreement"). For questions relating to the Additional Protocol and BIS's implementation of the Additional Protocol for U.S. industry, please call BIS's Treaty Compliance Division at 202-482-1001 or visit www.AP.gov

¹ List will be contained in Supplement No. 2 to Part 783 of the Additional Protocol Regulations. The Annex is similar to the Nuclear Suppliers Group trigger list.