

PROTOCOL

TO AMEND THE CONVENTION OF 31ST JANUARY 1963 SUPPLEMENTARY TO THE PARIS CONVENTION OF 29TH JULY 1960 ON THIRD PARTY LIABILITY IN THE FIELD OF NUCLEAR ENERGY, AS AMENDED BY THE ADDITIONAL PROTOCOL OF 28TH JANUARY 1964

THE GOVERNMENTS of the Federal Republic of Germany, the Republic of Austria, the Kingdom of Belgium, the Kingdom of Denmark, the Kingdom of Spain, the Republic of Finland, the French Republic, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of Norway, the Kingdom of the Netherlands, the United Kingdom of Great Britain and Northern Ireland, the Kingdom of Sweden and the Swiss Confederation,

CONSIDERING that certain provisions of the Convention of 29th July 1960 on Third Party Liability in the Field of Nuclear Energy, as amended by the Additional Protocol of 28th January 1964 have been amended by the Protocol concluded at Paris on 16th November 1982 and of which they are Signatories,

CONSIDERING that it is desirable to amend also the Convention of 31st January 1963 Supplementary to the Paris Convention of 29th July 1960, as amended by the Additional Protocol of 28th January 1964,

HAVE AGREED as follows:

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The Convention of 31st January 1963 Supplementary to the Paris Convention of 29th July 1960 on Third Party Liability in the Field of Nuclear Energy, as amended by the Additional Protocol of 28th January 1964 shall be amended as follows:

A. The second paragraph of the Preamble shall be replaced by the following text:

Being Parties to the Convention of 29th July 1960 on Third Party Liability in the Field of Nuclear Energy, concluded within the framework of the Organisation for European Economic Co-operation, now the Organisation for Economic Co-operation and Development, and as amended by the Additional Protocol concluded at Paris, on 28th January 1964 and by the Protocol concluded at Paris on 16th November 1982 (Hereinafter referred to as the "Paris Convention");

B. Paragraph b) of Article 2 shall be replaced by the following text:

b) Any Signatory or acceding Government may, at the time of signature of or accession to this Convention or on the deposit of its instrument of ratification, declare that, for the purposes of the application of paragraph a) ii) 3) of this Article, individuals or certain categories thereof, considered under its law as having their habitual residence in its territory, are assimilated to its own nationals.

C. Article 3 shall be replaced by the following text:

Article 3

a) Under the conditions established by this Convention, the Contracting Parties undertake