



XIX Special Session of the General Conference
Mexico City, November 19th, 2008

RESOLUTION CG/E/Res.508

REACTIVATION AND RESTRUCTURING OF THE ITEMS THAT COMPRISE THE PEACEFUL USE OF NUCLEAR ENERGY FUND

The General Conference,

In accordance with the terms established in Article 12 of the Financial Regulations, approved by Resolution CG/Res.391 (XVI-99) of the General Conference, and which assigns the Committee on Contributions and Administrative and Budgetary Matters the power to work together with the Secretary General in all administrative and budget issues within the Agency;

Considering the mandates contained in Resolution CG/Res.496 (XX-07) of the General Conference of the OPANAL, particularly the need for definite financial structuring of the Agency;

Highlighting the deliberations and different proposals of the Secretary General and the Member States and Observers of the Committee on Contributions and Administrative and Budgetary Matters, aimed at fostering an adequate financial operation, as well as a clear and understandable presentation of administrative documents during the transition period;

Also highlighting Resolution OPANAL/Res.23 (I-70), which solved to create a Special Fund that would be financed through voluntary contributions from Member States and which is destined to promote the peaceful use of nuclear energy.

Taking into account that the Peaceful Uses of Nuclear Energy Fund is currently funding the Contributions from the Agency, Contributions from the Member States, and the settlement from the Working Capital Fund and Unused items;

Recalling that Article 5 of the aforementioned Financial Regulations emphasizes that the General Conference may determine the Special Funds that the Agency may require, as well as mechanisms for their conduction and application;

Having examined the *aide memoire* prepared by the Secretary General, as well as the documents presented by the BDO Hernández Marrón and Cia. Audit Firm in the 73rd Session of the CCAAP, on June 4th, 2008; as well as the document on Modernization of Financial Statements, and Reactivation of the Peaceful Uses of Nuclear Energy Fund (FUPEN) presented by the Mexican Delegation during the 74th Session on July 31st of this same year,

Resolves:

1. **To approve** the modification of Financial Statements in the General Balance so as to reactivate the Peaceful Uses of Nuclear Energy Fund. The other purpose would be to reestablish the voluntary contributions it originally held, and therefore comprise the fund of the temporary resources amounting 5% of the surplus in banks of the fiscal budgets corresponding to the years 2007, 2008 and 2009, and the voluntary contributions of Member States.
2. **To request** the Secretary General that when activating the Peaceful Uses of Nuclear Energy Fund, it consults the Member States regarding specific topics of their interest in order to consolidate a thematic agenda in coordination with the Council. This would be done in order to develop promotional projects that may be financed by the FUPEN, noting that Member States that are up to date with contributions payments once the transition period is over will have the possibility to benefit from said projects.
3. **To create** a Special Recouping Fund that groups the Working Capital Fund, Unused Items, as well as Agency Contributions, so as to assure that the presentation of Financial Statements reflects the current reality of the Agency.

4. **To thank** the Council and the CCAAP for their efforts in assuring the normal and continuous financial functioning of the Agency with the reactivation of the Reserve Subfund and the Peaceful Uses of Nuclear Energy Fund.

(Adopted at the 110th Session
held on 19 November 2008)