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XIX Regular Session of the General Conference  
Agenda Item 10  
Santiago, Republic of Chile, 7-8 November, 2005.

**CONTROL SYSTEM  
APPLICATION OF ARTICLES 13 AND 14**

**MEMORANDUM OF THE SECRETARY GENERAL**

1. Article 11, paragraph 3 of the Treaty of Tlatelolco entrusts the Secretary General with the responsibility of ensuring the proper operation of the Control System established by the Treaty, pursuant to the provisions of the System and the decisions adopted by the General Conference.
2. Article 12 of the Treaty establishes the Control System, whose purpose is "verifying compliance with the obligations entered into by the Contracting Parties in accordance with Article 1."
3. Among other functions, the Control System verifies "a) That devices, services and facilities intended for peaceful uses of nuclear energy are not used in the testing or manufacture of nuclear weapons; and b) That none of the activities prohibited in Article I of this Treaty are carried out in the territory of the Contracting Parties with nuclear materials or weapons introduced from abroad."
4. Moreover, Article 10, paragraph 5 of the Treaty of Tlatelolco reads: "In addition to the functions conferred upon it by this Treaty and to those which may be assigned to it by the General Conference, the Council shall, through the Secretary General, ensure the proper operation of the Control System in accordance with the provisions of this Treaty and with the decisions adopted by the General Conference."
5. Article 13 of the Treaty of Tlatelolco establishes that: "Each Contracting Party shall negotiate multilateral or bilateral agreements with the International Atomic Energy Agency for the application of its safeguards to its nuclear activities. Each Contracting Party shall initiate negotiations within a

period of 180 days after the date of the deposit of its instrument of ratification of this Treaty."  
(Annex)

6. As a result of the resolutions of the General Conference and the efforts of the Secretary General, all of the States have fulfilled this requirement and only the Government of the Republic of Haiti has yet to send its constitutional requirements to the IAEA.
  
7. In fulfillment of Article 14, which reads: "The Contracting Parties shall submit to the Agency and to the International Atomic Energy Agency, for their information, semi-annual reports stating that no activity prohibited under this Treaty has occurred in their respective territories," and Resolution 441 (XVIII), the Secretary General has repeatedly requested that the Member States fulfill this obligation. (Annex).
  
8. The Secretary General informed the Council of the ratification of the Additional Protocol to the IAEA Safeguards Agreement by Chile, Cuba, Ecuador, El Salvador, Honduras, Jamaica, Nicaragua, Panama, Paraguay, Peru y Uruguay, as well as its signature by Costa Rica, Colombia, Guatemala, Haiti, Honduras and Mexico.