

**DECLARATION OF INTENT
BETWEEN**

THE DEPARTMENT OF ENERGY OF THE UNITED STATES OF AMERICA

AND

**THE DIRECTORATE GENERAL OF CUSTOMS AND EXCISE
OF THE MINISTRY OF ECONOMY AND FINANCE OF THE HELLENIC REPUBLIC
AND**

THE GREEK ATOMIC ENERGY COMMISSION

**CONCERNING
COOPERATION TO PREVENT
THE ILLICIT TRAFFICKING IN NUCLEAR AND OTHER
RADIOACTIVE MATERIAL**

The Department of Energy of the United States of America (DOE), and the Directorate General of Customs and Excise of the Ministry of Economy and Finance of the Hellenic Republic (DGC&E) and the Greek Atomic Energy Commission (GAEC), hereinafter referred to collectively as the "Participants";

Desiring to cooperate to prevent the illicit trafficking in nuclear and other radioactive material through technical and methodological cooperation, including the improvement of systems for the detection and identification of these materials at Greece's points of entry, and

Noting the Greek Participants' intention that cooperation under this Declaration of Intent (Declaration) will complement GAEC's cooperation with the International Atomic Energy Agency (IAEA) as related to nuclear security issues,

Have reached the following understanding:

I. SCOPE OF COOPERATION

1. The DOE, through its National Nuclear Security Administration, may provide the DGC&E, as facilitated by the GAEC, technical assistance in the form of equipment and materials, as well as training and services, for use at the Port of Piraeus, the Athens airport, selected land border crossings, and other locations as mutually agreed upon for the purpose of detecting and interdicting illicit trafficking in nuclear and other radioactive material.
2. DOE's technical assistance may include:

- a. delivery and installation at selected locations in Greece of equipment and devices adapted for customs control conditions (including testing, setup, and demonstration of the equipment and devices);
 - b. delivery of spare parts kits, test equipment and other maintenance equipment to maintain equipment and devices;
 - c. training of DGC&E and other appropriate personnel in the use and maintenance of equipment provided by the DOE; and
 - d. additional areas of cooperation of mutual interest to the Participants.
3. Equipment provided by the DOE is to meet or exceed minimum performance recommendations for pocket-type instruments, hand-held instruments, and fixed, installed instruments provided as guidance in IAEA Technical Document 1312, entitled "Detection of Radioactive Materials at Borders" (September 2002).
4. Upon reasonable request by any Participant, representatives of the DOE may make a technical evaluation of the equipment supplied under this Declaration for a period of three years starting from the deployment date of the equipment.
5. The Participants may conduct technical workshops, consultations, site surveys, verification inspections and acceptance testing of materials and installed equipment. Joint working groups of technical experts may be formed to exchange technical information and to make proposals on technical and training matters to ensure the effective implementation of this Declaration.
6. The terms of any technical assistance provided under this Declaration are expected to be set forth in contracts or other written arrangements between the DOE and the GAEC or their designated implementing agents.
7. The DGC&E should endeavor to ensure that equipment and materials provided under this Declaration are afforded priority processing to allow prompt engineering approvals, and equipment and materials deliveries to their ultimate destination in Greece.
8. The DOE does not warrant the suitability of equipment, materials, training, services or information transferred for any specific use or application by the DGC&E, implementing agents of the DGC&E, or other implementing agents of the Government of the Hellenic Republic. The DOE is not responsible for the use (including breakdowns) of equipment or materials provided under this Declaration.

II. PROVISION OF INFORMATION

The DGC&E is expected to furnish the DOE with all data on the use of DOE-supplied equipment or materials, including raw and summary data on any detections or seizures of special nuclear material and other radioactive material made as a result of the use of the equipment and materials supplied under the Declaration. For purposes of this Declaration, "special nuclear material" means plutonium and uranium enriched to 20 percent or more in the isotope U-235. "Other radioactive material" includes, but is not limited to, radioactive sources suitable for use in radiological dispersal devices.

III. NON-TRANSFER, NON-DISCLOSURE

1. Information obtained by a Participant's Government as a result of the technical assessment and implementation of cooperation under this Declaration should not be disclosed to a third government without the prior consent of the other Participant(s). Transfer of information by a Participant's Government, as required under international agreements to which such Government is a party, is not regarded as such disclosure to third governments. The fact of any such transfer of information to a third government should be promptly notified to the other Participant(s).
2. Unless the written consent of the DOE has first been obtained, the DGC&E should not transfer title to, or possession of, any equipment provided by the DOE pursuant to this Declaration, other than within the Government of the Hellenic Republic.

IV. TAX AND CUSTOMS TREATMENT OF EQUIPMENT

The Participants understand that the DOE is not to pay any taxes or duties on equipment and materials provided by the DOE under this Declaration.

V. GENERAL PROVISION

The Declaration represents a political commitment by the Participants and does not constitute a legally binding agreement.

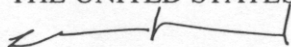
VI. EFFECTIVE DATE, MODIFICATION, AND DURATION

Implementation of this Declaration is to begin upon signature by the Participants. This Declaration may be modified in writing by the Participants' mutual consent. Any such modification is to take effect upon signature by the Participants. If a Participant wishes to

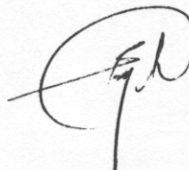
end its cooperation under the Declaration, it should endeavor to provide at least 90 days advance written notice to the other Participants.

Signed at Athens this 30th day of October, 2003, in triplicate, in the English language.

FOR THE DEPARTMENT OF ENERGY
OF THE UNITED STATES OF AMERICA:



FOR THE DIRECTORATE GENERAL
OF CUSTOMS AND EXCISE OF THE
MINISTRY OF ECONOMY AND
FINANCE OF THE HELLENIC
REPUBLIC:



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