

Administration of Barack Obama, 2013

Message to Congress Transmitting Provision of Atomic Information to Croatia
September 18, 2013

To the Congress of the United States:

I am pleased to transmit to the Congress, consistent with sections 123 and 144 b. of the Atomic Energy Act, as amended (42 U.S.C. 2153 and 2164(b)), the text of the Agreement Between the Parties to the North Atlantic Treaty for Cooperation Regarding Atomic Information, including a technical annex and security annex (hereinafter collectively referred to as the "ATOMAL Agreement"), as a proposed agreement for cooperation authorizing the exchange of U.S. Restricted Data and Formerly Restricted Data within the context of the North Atlantic Treaty Organization (NATO) between the United States of America and the following member of NATO: the Republic of Croatia (hereinafter the "New Party").

In addition, I am pleased to transmit my written approval, authorization, and determination concerning the ATOMAL Agreement with respect to the New Party, with a copy of the memorandum of the Secretary of Defense with respect to the agreement. The ATOMAL Agreement entered into force on March 12, 1965, with respect to the United States and the other NATO members at that time. The Czech Republic, the Republic of Hungary, the Republic of Poland, Spain, the Republic of Bulgaria, the Republic of Estonia, the Republic of Latvia, the Republic of Lithuania, Romania, the Slovak Republic, and the Republic of Slovenia subsequently became parties to the ATOMAL Agreement. The New Party has signed this agreement and has indicated its willingness to be bound by it. The ATOMAL Agreement with respect to the New Party meets the requirements of the Atomic Energy Act of 1954, as amended. Although the ATOMAL Agreement continues in force with respect to the United States and the other current parties to it, it will not become effective as an agreement for cooperation authorizing the exchange of atomic information with respect to the New Party until completion of procedures prescribed by sections 123 and 144 b. of the Atomic Energy Act of 1954, as amended.

For more than 40 years, the ATOMAL Agreement has served as the framework within which NATO and the other NATO members that have become parties to this agreement have received the information that is necessary to an understanding and knowledge of, and participation in, the political and strategic consensus upon which the collective military capacity of the Alliance depends. This agreement permits only the transfer of atomic information, not weapons, nuclear material, or equipment. Participation in the ATOMAL Agreement will give the New Party the same standing within the Alliance with regard to nuclear matters as that of the other current parties to the ATOMAL Agreement. This is important for the cohesiveness of the Alliance and will enhance its effectiveness.

I have considered the views and recommendations of the Department of Defense (DOD) and other interested agencies in reviewing the ATOMAL Agreement and have determined that its performance, including the proposed cooperation and the proposed communication of Restricted Data thereunder with respect to the New Party, will promote, and will not constitute an unreasonable risk to, the common defense and security. Accordingly, I have approved the ATOMAL Agreement with respect to the New Party and authorized the DOD to cooperate with the New Party in the context of NATO upon satisfaction of the requirements of section 123 of the Atomic Energy Act of 1954, as amended.

The 60-day continuous session period provided for in section 123 begins upon receipt of this submission.

BARACK OBAMA

The White House,
September 18, 2013.

NOTE: An original was not available for verification of the content of this message.

Categories: Communications to Congress : Croatia, atomic information, message transmitting provision.

Subjects: Croatia, nuclear energy, cooperation with U.S.; North Atlantic Treaty Organization.

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