



**General Assembly
Security Council**

Distr.: General
14 February 2003

Original: English

**General Assembly
Fifty-seventh session
Agenda item 14
Report of the International Atomic Energy Agency**

**Security Council
Fifty-eighth year**

Identical letters dated 14 February 2003 from the Secretary-General addressed to the President of the General Assembly and the President of the Security Council

I have the honour to convey the attached communication, dated 12 February 2003, from the Director General of the International Atomic Energy Agency (see annex).

I should be grateful if you would have the present letter and its annex circulated as a document of the General Assembly and of the Security Council.

(Signed) Kofi A. Annan

Annex

Letter dated 12 February 2003 from the Director General of the International Atomic Energy Agency addressed to the Secretary-General

I have the honour to refer to the implementation of the Safeguards Agreement between the Democratic People's Republic of Korea and the International Atomic Energy Agency pursuant to the Treaty on the Non-Proliferation of Nuclear Weapons (NPT).

On 12 February 2003, the Agency's Board of Governors declared that the Democratic People's Republic of Korea was in further non-compliance with its obligations under its Safeguards Agreement pursuant to the NPT. The Board decided, as provided for in article XII.C of the Agency's Statute, to report, through the Director General, the non-compliance of the Democratic People's Republic of Korea and the Agency's inability to verify non-diversion of nuclear material that is subject to safeguards to all members of the Agency and to the Security Council and the General Assembly of the United Nations. The Board's resolution is attached to this letter (see enclosure).

I should be grateful if you would bring the present letter and its enclosure to the attention of all Members of the General Assembly and of the Security Council.

(Signed) Mohamed ElBaradei

Enclosure

**Report by the Director General on the implementation of
the Safeguards Agreement pursuant to the Treaty on the
Non-Proliferation of Nuclear Weapons between the Agency
and the Democratic People's Republic of Korea**

Resolution adopted by the Board on 12 February 2003
