

Protocoll of the negotiations between the Czech and the Austrian Government led by Prime Minister Zeman and Federal Chancellor Schüssel with the participation of Commissioner Verheugen

I. Info-Hotline

This arrangement is concluded in the spirit of the further development of the good neighbourly relations between the Republic of Austria and the Czech Republic.

1. The purpose of the „Info Hotline“ is to improve the capability of the Austrian authorities to receive, interpret and/or disseminate information related to the NPP Temelín. This information may relate also to individual steps in the commissioning process of unit No.1 of the NPP Temelín as well as to other events as specified in para 4.
General information on the NPP Temelín will continue to be exchanged in the framework of the existing bilateral co-operation.
2. The „Info Hotline“ does not substitute or change the already agreed communication lines under the Bilateral Agreement and the Convention on Early Notification.
3. The „Info Hotline“ will be in fact a network of communication lines utilising already existing channels as much as possible.
4. Five categories of information will be provided by the Czech side and transmitted to the Federal Alarm Centre, Federal Ministry of the Interior, Austria
 - (a) The NPP Temelín will transmit to the Federal Alarm Centre all press releases.
Furthermore it will transmit to the Federal Alarm Centre other relevant information intended to be shown on the CEZ internet pages. The NPP spokesman in the first place and the shift supervisor are ready to provide or to mediate clarification or supplementary information.
 - (b) The SÚJB will transmit to the Federal Alarm Centre all press releases and other relevant information. The SÚJB spokesman in the first place and the official contact point under the Convention for Early Notification (non-stop service) will provide clarification or supplementary information.
 - (c) At the latest 72 hours after the event the SÚJB will transmit the following information to the Federal Alarm Centre:
 - unplanned decrease of the NPP power of more than 50% of nominal power and lasting longer than 72 hours;
 - INES 1 event (preliminary evaluation);
 - uncontrolled release of the primary coolant or other technological media contaminated by radionuclides inside of the radiological controlled area exceeding the amount of 1 m³;
 - loss of control of the radioactive source (as defined in Decree No.184/1997 Coll.).

The official contact point under the Convention for Early Notification will provide clarification or supplementary information upon request.

(d) At the latest 24 hours after receiving the information from the NPP Temelín SÚJB will transmit to the Federal Alarm Centre information concerning:

- fire at the NPP Temelín site (classified according to the Decree of the Ministry of Interior of the Czech Republic No.21/1996 Coll.);
- external exposure of an individual to an effective dose higher than 20 mSv;
- internal exposure of an individual to an effective dose higher than 6 mSv;
- uncontrolled release of the primary coolant or other technological media, contaminated by radionuclides, outside of the radiological controlled area exceeding the amount of 1 m³;
- occurrence of activity outside the radiological controlled area exceeding the amount defined for radioactive sources in Decree No.184/1997 Coll.;
- lethal injury.

The official contact point under the Convention for Early Notification will provide clarification or supplementary information upon request.

(e) In the case of an exercise, i.e. activation of the emergency management group, the Federal Alarm Centre will be notified in 72 hours in advance.

5. Clarification or supplementary information can be requested by the Austrian side only through the Federal Alarm Centre or through the Federal Ministry of Agriculture and Forestry, Environment and Water Management.
6. All information is exchanged in English, preferably by fax, otherwise by phone. If agreed in advance electronic mail can be used.
7. The Austrian Federal Alarm Centre will inform without delay the Provincial Alarm Centres as well as the Press Spokesman of the Federal Minister of Agriculture and Forestry, Environment and Water Management.
8. Both parties consider this arrangement as a further specification of Article 2 paragraph 2 of the Agreement between Government of the Czech Republic and the Government of the Republic of Austria on Questions of Common Interest Regarding Nuclear Safety and Radiation Protection.
9. The information exchange is described in the attached flow chart which is a part of this arrangement.
10. The list of contacts :

The NPP spokesman	Federal Alarm Centre Federal Ministry of the Interior (official point of contact)
The NPP Temelín Shift supervisor	Federal Ministry of Agriculture and Forestry, Environment and Water Management, Radiation Protection Group (only for questions concerning

The SÚJB spokesman
The official contact point under the
Convention
for Early Notification (24 hour on
duty)

II. Early Warning System

1. The purpose of the information exchange and placing of a monitoring device in the Czech Republic is to improve possibility of the Austrian authorities to monitor and interpret radiation situation in the CR both at regular operation and in a case of an extraordinary event of the NPP Temelín. It should help also to build confidence between Czech and Austrian experts and public.
2. The Austrian side will install a monitoring device at Regional Centre of SUJB at České Budejovice. This will be an automatic station for the monitoring of dose rate, air aerosol and iodine isotopes. It is supposed that the data from the station will be available to both Austrian and Czech sides. Accomplishment is expected on April 2001.
3. Both parties agree on exchange of the data from the Early Warning Network. Czech side will supply data from existing Early Warning Network which consists of 48 stations measuring dose rate. Technical details of the exchange will be specified in January next year (frequency, format etc.). Accomplishment is expected on March 2001.
4. This general arrangement will be followed by expert meetings for negotiation technical details.

III. Energy Partnership

In witness of the successful co-operation between the Czech Republic and the Republic of Austria in the framework of the "Energy Partnership", which has been developed between the Czech Energy Agency and the Austrian Energy Agency ("Energieverwertungsagentur") and started in March 1999;

In view of the results of the three conferences on "Energy and Architecture", "Renewable Energy" and "Cogeneration" within the "Energy Partnership" programme, where a number of projects and specific programmes were developed by Czech and Austrian experts;

Both sides agree on the following:

Article 1: Objective

This Memorandum will apply to procedures and instruments which help to develop and implement projects on energy efficiency, renewable energy and emission reduction in the Czech Republic and for the acquisition of emission reduction units by the Republic of Austria as a result of these projects.

Article 2: Contribution by the Republic of Austria

The Republic of Austria will promote, support and finance joint projects and the programme management in the field of energy efficiency, renewable energy and emission reduction in the Czech Republic. The Republic of Austria will cover the costs for Austrian experts for

- developing projects of Austrian companies, who want to invest in projects in the field of energy efficiency, renewable energy and emission reduction in the Czech Republic
- providing information and know-how exchange between Czech and Austrian experts by organising joint conferences and meetings with involved experts and companies
- building a platform for co-operation between experts, companies, utilities, NGOs and other involved actors

Article 3: Contribution by the Czech Republic

The Czech Republic will promote, support and finance joint projects and the programme management in the field of energy efficiency, renewable energy and emission reduction in the Czech Republic. The Czech Republic will cover the costs for Czech experts for

- developing projects of Czech companies, who want to invest in projects in the field of energy efficiency, renewable energy and emission reduction in the Czech Republic
- providing information and know-how exchange between Czech and Austrian experts by organising joint conferences and meetings with involved experts and companies
- building a platform for co-operation between experts, companies, utilities, NGOs and other involved actors

Article 4: Procedures and methodology

The details of the methodology and procedures according to the Kyoto Protocol will be jointly developed with a view to conclude a bilateral agreement as appropriate, e.g. by the National Energy Agencies on behalf of the respective ministries of both countries.

Article 5: Acting Institutions

The Czech Energy Agency and the Austrian Energy Agency (“Energieverwertungs-agentur”) will be commissioned to provide all necessary contacts and information, to implement further steps of the Energy Partnership programme and to evaluate the success of the proposed projects.

IV. Safety Issues.

1. Both sides agree with Commissioner Verheugen to conduct a “trialogue” to find a better mutual understanding on the issue of the Temelin Nuclear Power Plant.
2. To this end, the Government of Austria and the Czech Republic request the Commission to undertake an expert mission with trilateral participation. The aim of this mission is to facilitate the dialogue between the Governments of Austria and the Czech Republic on the issue of nuclear safety.
3. The expert mission of the Commission will be dispatched to Vienna to identify the main issues of concern with regard to nuclear safety issues at the Temelin NPP.
4. The same expert mission will hear the explanations given by representatives of the Czech Republic on these issues of concern, during a subsequent mission to Prague and the Temelin NPP.
5. The next step is a joint meeting to find solutions to identified problems on the basis of the state of the art relevant in the Member States of the European Union.

6. The Austrian and Czech Governments agree to support the work of the ad-hoc Working Party of the Atomic Questions' Group by making available to the Council all already existing information, in particular any information resulting from activities under the bilateral agreements between the Czech Republic and the Federal Republic of Germany as well as the Republic of Austria, to be used at the discretion of this ad-hoc Working Party.

V. Environmental Impact Assessment

The European Commission will assist and monitor the environmental impact assessment of the NPP Temelin. The Czech authorities will voluntarily extend the ongoing environmental impact assessment of 78 design changes into a comprehensive and full-scope environmental impact assessment of the whole plant taking fully into account the expertise that was done up to now. In procedural terms this extension shall be guided by the Council Directive on the assessment of the effects of certain public and private projects on the environment (Council Directive 85/337/EEC as amended by Council Directive 97/11/EC), in particular with regard to the participation of neighbouring countries. The extended environmental impact documentation to be released to the public will comprise the project documentation and other reference documents to the extent necessary to understand and assess the conclusions of the environmental impact documentation respecting European standards including criteria of business secrecy.

VI.

Commercial operation of the Temelin NPP will not start until the investigations will be completed in the fields of nuclear safety and environment assessment. Both sides agree to complete this process by late May/early June 2001.

VII. Free movement of persons and goods

The Czech Republic and Austria agree that free movement of goods and persons must be maintained and respected. Both sides agree to refrain from public statements or from pursuing government policies, during the intermediate period, that would jeopardize these efforts to facilitate an improved dialogue between the Austrian and Czech governments on the issue of the Temelin NPP.

VIII. Enlargement

Both sides agree that the enlargement of the European Union is of crucial importance to European integration. The Austrian and Czech Governments acknowledge that due to a number of issues unrelated to nuclear safety and the environmental impact assessment of the Temelin NPP, the negotiations with the Czech Republic are not expected to reach a stage of maturity allowing for provisional closure of this chapter in the months to come. In view of these facts, the Austrian Government recognises the need to continue negotiations on this chapter under the Swedish Presidency and commits itself to provide constructive support to the Union to move these negotiations forward. Both sides have taken note of the timing laid down in the "road map" on the accession negotiations.

This agreement enters into immediate effect and the results will be implemented in due course.