

CERN/3671
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16 June 2022

ORGANISATION EUROPÉENNE POUR LA RECHERCHE NUCLÉAIRE
CERN EUROPEAN ORGANIZATION FOR NUCLEAR RESEARCH

Action to be taken

Voting Procedure

For decision	CLOSED COUNCIL 208 th Session 16 June 2022	Simple majority of Member States represented and voting
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**DECISION-MAKING IN RESPECT OF RENEWAL OF
THE INTERNATIONAL COOPERATION AGREEMENT BETWEEN
CERN AND THE JOINT INSTITUTE FOR NUCLEAR RESEARCH (JINR)**

The Council is invited to adopt the Resolution, set out in this document, concerning the International Cooperation Agreement between CERN and JINR.

**DECISION-MAKING IN RESPECT OF RENEWAL OF
THE INTERNATIONAL COOPERATION AGREEMENT BETWEEN
CERN AND THE JOINT INSTITUTE FOR NUCLEAR RESEARCH (JINR)**

THE COUNCIL,

RECALLING

The Convention for the Establishment of a European Organization for Nuclear Research (CERN), which was signed on 1 July 1953, entered into force on 29 September 1954 and was amended on 17 January 1971;

That the Organization was established in the aftermath of World War II to bring nations and people together for the peaceful pursuit of science;

That Article II.1 of the Convention provides, *inter alia*, that “[t]he Organization shall have no concern with work for military requirements”;

That the core values of the Organization have always been premised upon scientific collaboration across borders as a driver for peace;

That JINR has the status of an intergovernmental organisation and has maintained a long-standing scientific collaboration with CERN;

That JINR has close ties to the Government of the Russian Federation, which provides the majority of its funding, as well as Russian national institutes;

That aggression of one country by another runs against the values for which the Organization stands;

That the continued military invasion of Ukraine by the Russian Federation with the involvement of the Republic of Belarus remains a major concern for the Organization and its Member States;

That, as part of its mission to foster international cooperation in particle physics, as specified in the Convention, the Organization hosts researchers affiliated with scientific institutions as associated members of its personnel subject to requirements set out in its applicable legal framework;

FURTHER RECALLING

That it held an Extraordinary Session on 8 March 2022 and adopted Resolution [CERN/3626](#) in which it, *inter alia*,

- strongly supported the people of Ukraine as well as the independence, sovereignty and territorial integrity of Ukraine,
- strongly condemned the military invasion of Ukraine by the Russian Federation, in violation of Article 2 (4) of the Charter of the United Nations,

- deplored the resulting loss of life and humanitarian impact,
- deplored the involvement of the Republic of Belarus in the unlawful use of force against Ukraine,
- suspended the Observer status of the Russian Federation until further notice,
- decided that CERN would not engage in new collaborations with the Russian Federation and its institutions until further notice, and
- indicated that the situation would continue to be monitored carefully and that the Council stood ready to take any further measures as appropriate;

That, at its Session on 25 March 2022, it adopted Resolution [CERN/3637/Corr.](#) in which it, *inter alia*,

- strongly condemned the statements of Russian institutes which had expressed support for the illegal invasion of Ukraine,
- commended the appropriate and timely measures taken by the Management, including compliance with all applicable international sanctions and the effective suspension of all exchanges of funds, materials and personnel in both directions with the Russian Federation and the Republic of Belarus,
- suspended the participation of CERN scientists in all scientific committees of institutions located in the Russian Federation and the Republic of Belarus and *vice versa*,
- suspended or, that failing, cancelled all events jointly arranged between CERN and institutions located in the Russian Federation and the Republic of Belarus, and
- suspended the granting of contracts of association to any new individuals affiliated to home institutions in the Russian Federation and the Republic of Belarus;

That, at the same Session, it adopted Resolution [CERN/3638/Corr.](#), in which it

- commended the appropriate and timely measures taken by the Management, including compliance with all applicable international sanctions and the effective suspension of all exchanges of funds, materials and personnel in both directions with JINR,
- suspended participation by CERN scientists in all JINR scientific committees and *vice versa*,
- suspended or, that failing, cancelled all events jointly arranged between CERN and JINR,
- decided that CERN would not engage in new collaborations with JINR until further notice, and
- decided that, until further notice, the Observer status of JINR at the Council was suspended and CERN would not exercise the rights resulting from its Observer status at JINR;

That, at the same Session, and in the perspective of making a decision at its Session in June 2022 on the suspension of the international cooperation agreements and the related protocols and addenda as well as any other agreements, including *mutatis mutandis* experiment memoranda of understanding allowing for the participation of the Russian Federation and the Republic of Belarus and their national institutes, as well as JINR, in the CERN scientific programme, the Council decided that it would consider additional information and an action plan, and would further analyse the full consequences of such decision;

DENOUNCES

The continuing illegal military invasion of Ukraine by the Russian Federation with the involvement of the Republic of Belarus, which has resulted in a widespread humanitarian crisis and significant loss of life;

CONSIDERING

Article VIII of the Convention, which provides for cooperation with intergovernmental organisations and other institutions;

The International Cooperation Agreement concluded between CERN and JINR in 2010, which is currently in force until January 2025 and constitutes the framework for cooperation between the parties;

That, pursuant to Article 7.2 of the said Agreement, the latter entered into force for an initial period of five years, following which it renews for the same period unless a written notice of termination is provided by one party to the other at least six months prior to the renewal date;

DECLARES

That it intends to review CERN's future participation under the International Cooperation Agreement concluded between CERN and JINR well in advance of its expiration date for notice of termination;

AND REAFFIRMS

That all decisions taken to date by the Council and all the actions undertaken by the Management, which have had a marked impact on the involvement of JINR in the scientific programme of the Organization, remain in force until further Council decision.