II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 3 August 1979

approving amendments to the Statutes of the 'Joint European Torus (JET), Joint Undertaking'

(79/720/Euratom)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 50 thereof,

Having regard to the proposal from the Commission,

Whereas for the purposes of implementing the JET project the Council, by Decision 78/471/Euratom [1], established the 'Joint European Torus (JET), Joint Undertaking' and adopted the Statutes thereof;

Whereas on 14 September 1978 the European Atomic Energy Community and the Swiss Confederation concluded the Cooperation Agreement in the field of controlled thermonuclear fusion and plasma physics [2] providing for the participation of Switzerland in the JET project and its accession to the JET Joint Undertaking;

Whereas the JET Council has approved the accession of Switzerland to the 'Joint European Torus (JET), Joint Undertaking' and the amendments to the Statutes required for this accession,

HAS DECIDED AS FOLLOWS:

Article 1

The amendments to the Statutes of the 'Joint European Torus (JET), Joint Undertaking', annexed to this Decision, are hereby approved.

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[1] OJ No L 151, 7. 6. 1978, p. 10.
[2] OJ No L 242, 4. 9. 1978, p. 1.

Article 2

This Decision shall enter into force on the day following its publication in the *Official Journal of the European Communities.*

Done at Brussels, 3 August 1979.

For the Council

The President

M. O'KENNEDY

ANNEX

The Statutes of the 'Joint European Torus (JET), Joint Undertaking' shall be amended as follows:

1. The following paragraph is inserted in Article 1.3 after 'the National Swedish Board for Energy Source Development (hereinafter referred to as "the Board")':

   'the Swiss Confederation (hereinafter referred to as "Switzerland"),'.

2. Articles 4.1.1 and 4.1.2 are replaced by the following:

   '4.1.1. The Members of the Joint Undertaking shall be represented in the JET Council as follows, the vote of each pair of representatives being weighted as indicated:

Representing	*Number of representatives*	*Weighting of vote*
Euratom	2	5
Belgium	2	2
CNEN and CNR jointly	2	5
CEA	2	5
Risø	2	2
Ireland	2	1
Luxembourg	2	1
IPP and KFA jointly	2	5
Board	2	2
Switzerland	2	2
FOM	2	2
Authority	2	5

   4.1.2. For their adoption, acts of the JET Council shall require at least 26 votes in favour.'

3. The first sentence of Article 16.1.4.1 is replaced by the following:

   'The Commission will, in accordance with the provisions of Article 13 of the Euratom Treaty and subject to the conditions contained therein, communicate the reports referred to in point 16.1.3 to the Member States, to persons and undertakings (as defined in Article 196 of that Treaty), to the Governments of Sweden and Switzerland as well as to persons and undertakings established on their territories.'

4. The first sentence of Article 16.2.3 is replaced by the following:

   'Under the patent applications and patents referred to in point 16.2.1, the Commission may, in accordance with the provisions of Article 12 of the Euratom Treaty and subject to the conditions contained therein, grant on request non-exclusive licences to the Member States of Euratom, to persons and undertakings (as defined in Article 196 of that Treaty), to the Governments of Sweden and Switzerland as well as to persons and undertakings established on their territories.'