

## ANNEX A

- (1) Equipment under the jurisdiction of the recipient Party designed, constructed or operated with technology subject to this Agreement, or with technology derived from transferred equipment subject to this Agreement.
- (2) Without restricting the generality of the foregoing, equipment that satisfies all three following criteria:
  - (a) that is of the same type as the equipment subject to this Agreement (i.e. its design, construction or operating processes are based on essentially the same or similar physical or chemical processes, as agreed in writing by the Parties prior to the transfer),
  - (b) that is so designated by the recipient Party, or the supplier Party after consultation with the recipient Party, and
  - (c) the first operation of which commences on a location within the jurisdiction of the recipient party within 20 years of the date of the first operation of the equipment referred to in sub-paragraph (a).

Before the transfer of any equipment or technology the supplier Party shall specify in writing, and the recipient Party shall agree in writing, on the physical or chemical processes referred to above that characterize the relevant equipment.

- (3) Material and nuclear material produced, reprocessed, enriched, fabricated, converted or otherwise altered in form or content as a result of the use of equipment subject to this Agreement.
- (4) Nuclear material that is produced, reprocessed, enriched, fabricated, converted or otherwise altered in form or content as a result of the use of nuclear material or material subject to this Agreement.