


CANADA



NATO AGREEMENT ON THE COMMUNICATION OF TECHNICAL INFORMATION FOR DEFENCE PURPOSES

The Governments of Belgium, Canada, Denmark, France, the Federal Republic of Germany, Greece, Italy, Luxembourg, the Netherlands, Norway, Portugal, Turkey, the United Kingdom and the United States of America;

Parties to the North Atlantic Treaty signed in Washington on 4th April, 1949;

Considering that Article III of the North Atlantic Treaty provides that the Parties will maintain and develop their individual and collective capacity to resist armed attack by means of self-help and mutual assistance;

Considering that such capacity could be developed inter alia by the communication among Governments Parties and NATO Organizations of proprietary technical information to assist in defence research, development and production of military equipment and material;

Considering that rights of owners of proprietary technical information thus communicated should be recognised and protected;

Have agreed on the following provisions:

ARTICLE I

For the purpose of this Agreement:

- (a) the term "for defence purposes" means for strengthening the individual or collective defence capabilities of the Parties to the North Atlantic Treaty either under national, bilateral or multilateral programmes, or in the implementation of NATO research, development, production or logistics projects;
- (b) the term "proprietary technical information" means information which is technical in character, sufficiently explicit for use and has utility in industry, and which is known only to the owner and persons in privity with him and therefore not available to the public. Proprietary technical information may include, for example, inventions, drawings, know-how and data;
- (c) the term "NATO Organization" means the North Atlantic Council and any subsidiary civilian or military body, including International Military Headquarters, to which apply the provisions of either the Agreement on the Status of the North Atlantic Treaty Organization, National Representatives and International Staff signed in Ottawa on the 20th of September, 1951, or the Protocol on the Status of International Military Headquarters set up pursuant to the North Atlantic Treaty, signed in Paris on the 28th of August, 1952;