

notification is to be made under Section 7(b) shall be subject to this Agreement from the time it is produced.

9.

- (a) The Government of Canada or the Government of India shall convey to the Agency such information as may be required by the Agency to the extent it is relevant to the implementation of this Agreement, regarding the Douglas Point Nuclear Generating Station or the Rajasthan Atomic Power Station; and
- (b) If either Government intends to transfer nuclear material subject to this Agreement to any facility or place within its jurisdiction which the Agency has not previously accepted for applying safeguards, for the purpose of storing, containing, using, fabricating, processing or reprocessing such nuclear material, the Government concerned shall notify the Agency in advance and such information as may be required by the Agency to the extent it is relevant to the implementation of this Agreement shall be conveyed to the Agency before such transfer is effected. Details of the system of records and reports shall be mutually agreed between the Government concerned and the Agency before such records need to be kept or reports made, bearing in mind that these provisions shall be implemented in a manner designed to avoid delaying the intended transfer.

10. In amplification of sub-paragraph 2(c) of the Exchange of Letters of 16 December 1966, transfers of nuclear material subject to this Agreement to a recipient which is not under the jurisdiction of either of the two Governments may be made and the nuclear material involved shall thereupon cease to be subject to this Agreement, provided that such nuclear material will become subject to:

- (a) Agency safeguards in the recipient country; or
- (b) Safeguards other than those applied by the Agency under this Agreement but generally consistent with such safeguards and accepted as such by the Agency.

The Government concerned shall notify the Agency in advance of any such intended transfer of nuclear material in order that the Agency shall assure itself that such safeguards can be applied.

11.

- (a) Heavy water supplied by Canada for the Rajasthan Atomic Power Station during the first six months following the entry into force of this Agreement shall not be transferred from the Station except as agreed by the Governments of Canada and India. The Agency shall verify the quantity and disposition of such heavy water in the Station in accordance with the relevant provisions of this Agreement. The Governments shall notify the Agency of any transfer between them of such heavy water. A system of records and reports with respect to such heavy water shall be established in accordance with arrangements to be agreed between the Government of India and the Agency. The Agency shall provide each Government with an annual statement of the quantity of such heavy water in the Station as of the end of the calendar year concerned.
- (b) In any event, upon conclusion of the first five-year period of this Agreement, such heavy water shall be removed from the scope of this Agreement by re-transfer from India to Canada or by substitution in accordance with procedures agreed to by Canada and India.