

- (iii) equipment that first commences operation at 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-subparagraph (i).

2. This Agreement also applies to items other than those referred to in paragraph 1 when the Parties so agree in writing.

3. Nuclear material will be subject to this Agreement until:

- (a) it is determined that the nuclear material is either no longer usable or practicably recoverable for processing into a form usable for any nuclear activity relevant from the point of view of the safeguards referred to in Article 9 of this Agreement. Both Parties shall accept a determination made by the IAEA in accordance with the provisions for the termination of safeguards of the relevant safeguards agreement to which the IAEA is a party; or
- (b) the nuclear material is transferred to a third country in accordance with Article 7 of this Agreement; or
- (c) the Parties otherwise agree in writing.

4. Material and equipment will be subject to this Agreement until:

- (a) they are transferred to a third country in accordance with Article 7 of this Agreement; or
- (b) the Parties otherwise agree in writing.

5. Technology will be subject to this Agreement until the Parties otherwise agree in writing.