

AGREEMENT BETWEEN THE GOVERNMENT OF CANADA AND THE GOVERNMENT OF THE REPUBLIC OF FINLAND CONCERNING THE USES OF NUCLEAR MATERIAL, EQUIPMENT, FACILITIES AND INFORMATION TRANSFERRED BETWEEN CANADA AND FINLAND

The Government of Canada and the Government of the Republic of Finland;

RECOGNIZING that both Canada and Finland are non-nuclear-weapon States which are Parties to the Treaty on the Non-Proliferation of Nuclear Weapons⁽¹⁾;

RECOGNIZING that Canada and Finland have under the aforementioned Treaty undertaken not to manufacture or otherwise acquire nuclear weapons or other nuclear explosive devices and that both governments have concluded agreements with the International Atomic Energy Agency for the application of safeguards in their respective countries in connection with the Treaty on the Non-Proliferation of Nuclear Weapons;⁽²⁾

PENDING the development of multilateral solutions which will obviate the need for bilateral agreements regarding the transfer of nuclear supplies;

Have agreed as follows:

ARTICLE I

1. The present Agreement shall apply to items referred to in Annex A to the present Agreement, if prior to the transfer of items referred to in paragraph (i) of Annex A

(A) the appropriate governmental authorities of both Parties have agreed in writing that those items shall be subject to the present Agreement, and if

(B) the appropriate governmental authority of the receiving Party has informed the appropriate governmental authority of the supplying Party that those items are scheduled to be delivered to authorized persons within the jurisdiction of the receiving Party.

2. Notwithstanding paragraph 1 of this Article, Article II of the present Agreement shall not apply to items referred to in Annex A to the present Agreement unless the appropriate governmental authorities of both Parties have specifically agreed in writing prior to the transfer between the Parties of items referred to in paragraph (i) of Annex A to the present Agreement that those items shall be subject to the provisions of Article II of the present Agreement.

3. Specific items which are listed in Annex B to the present Agreement shall be deemed to have been transferred between the Parties after the entry into force of the present Agreement, and notwithstanding paragraphs 1 and 2 of this Article, shall be subject to all the provisions of the present Agreement.

⁽¹⁾ Treaty Series 1970 No. 7.

⁽²⁾ Treaty Series 1972 No. 3.