

ARTICLE VII

(1) Nuclear material, material, equipment and technology subject to this Agreement shall not be used to manufacture or otherwise acquire nuclear weapons or other nuclear explosive devices.

(2) With respect to nuclear material, the commitment contained in paragraph (1) of this Article shall be verified pursuant to the safeguards agreement between each Party and the IAEA, in connection with the NPT. However, if for any reason or at any time the IAEA is not administering such safeguards within the territory of a Party, that Party shall forthwith enter into an agreement with the other Party for the establishment of IAEA safeguards or of a safeguards system that conforms to the principles and procedures of the safeguards system set out in the IAEA document INFCIRC/66 Rev 2, as well as any subsequent amendments thereto that are accepted by the Parties, and provides for the application of safeguards to all items subject to this Agreement.

ARTICLE VIII

(1) Nuclear material shall remain subject to this Agreement until:

- (a) it is determined that it is no longer either usable or practicably recoverable for processing into a form usable for any nuclear activity relevant from the point of view of safeguards referred to in Article VII 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;
- (b) it has been transferred to a third party in accordance with the provisions of Article V of this Agreement; or
- (c) otherwise agreed between the Parties.