

- (ii) If the dispute involves all three Parties to this Agreement, each Party shall designate one arbitrator, and the three arbitrators so designated shall by unanimous decision elect a fourth arbitrator, who shall be the Chairman, and a fifth arbitrator. If within thirty days of the request for arbitration any Party has not designated an arbitrator, any Party may request the President of the International Court of Justice to appoint the necessary number of arbitrators. The same procedure shall apply if, within thirty days of the designation or appointment of the third of the first three arbitrators, the Chairman or the fifth arbitrator has not been elected.
- (b) A majority of the members of the arbitral tribunal shall constitute a quorum, and all decisions shall require the concurrence of at least a majority. The arbitral procedure shall be fixed by the tribunal. The decisions of the tribunal, including all rulings concerning its constitution, procedure, jurisdiction and the division of the expenses of arbitration between the Parties, shall be binding on all Parties. The remuneration of the arbitrators shall be determined on the same basis as that for ad hoc judges of the International Court of Justice.

Section 32. Decisions of the Board concerning the implementation of this Agreement, except such as relate only to Part XII shall, if they so provide, be given effect immediately by the Parties, pending the final settlement of any dispute.

## PART XV

### FINAL CLAUSES

Section 33. The Parties shall, at the request of any one of them, consult about amending this Agreement. If the Board decides to make any changes in the Safeguards Document or in the Inspectors Document, this Agreement shall be amended to take account of such changes.

Section 34.

- (a) This Agreement shall enter into force upon signature by or for the Director General of the Agency and by the authorized representatives of Canada and Spain. It shall remain in force until safeguards have been terminated, in accordance with its provisions, on all nuclear material, subsequent generations of produced special fissionable material, subject to safeguards under this Agreement and all other items referred to in Sections 2 and 3.
- (b) The Agency shall not apply the safeguards provided for in this Agreement in Canada so long as it is applying safeguards there pursuant to the Agreement for the application of safeguards concluded between Canada and the Agency on 21 February 1972. The Agency shall not apply the safeguards provided for in this Agreement in Spain if it applies safeguards pursuant to an agreement concluded with Spain for the application of safeguards which the Board agrees is equivalent in scope to the aforementioned agreement between Canada and the Agency. Consultations shall be held with respect to matters covered by the present Agreement at the request of any of the Parties.
- (c) If, after this Agreement has ceased to be in force, a facility or equipment is designed, constructed or operated in either State on the basis of or by the use of information transferred from the other, this Agreement shall forthwith be reinstated.