

3. Equipment described in Annex A(ii) includes equipment that:

- (a) first commences operation on a location within the jurisdiction of the recipient Party within 20 years of the date of the operation of equipment subject to the Agreement;
- (b) is of the same type (i.e. its design, construction or operating processes are based on the same or similar physical or chemical processes) as the equipment referred to in Annex A(i) of the Agreement; and
- (c) is designated by the recipient Party, or the supplier Party after consultation with the recipient Party.

4. Before the transfer of any equipment or information, the appropriate governmental authorities of the Parties shall agree in writing on the physical or chemical processes that characterize or are relevant to the equipment or information being transferred.

If the foregoing is acceptable to the Government of Finland, I have the honour further to propose that this Note, which is authentic in English and French, together with your reply confirming the acceptability of these proposals to the Government of Finland shall constitute an agreed interpretation of the Agreement between our two Governments, that shall enter into force on the date of your reply to this Note.

Please accept, Mr. Secretary of State, the assurance of my highest consideration.

ANGUS W.J. ROBERTSON  
*Ambassador*