

- (g) material that is produced by equipment subject to this Agreement, and nuclear material that is produced, processed or used by or with material or equipment subject to this Agreement; and
 - (h) nuclear material, material, equipment and technology subject to the Agreement between the Government of the Commonwealth of Australia and the Government of Canada for Co-operation in the Peaceful Uses of Atomic Energy, of August 4, 1959 at the time of its termination.
2. The appropriate governmental authority of the supplier Party shall, before shipment, notify the appropriate governmental authority of the recipient Party of any transfer of items referred to in paragraph 1(a).
3. An agreed list of items referred to in paragraph 1 (h) shall be established.

ARTICLE III

1. Nuclear material referred to in Article II shall remain subject to the provisions of this Agreement until:

- (a) it is determined that it is no longer usable or it is no longer practicably recoverable for processing into a form in which it is usable for any nuclear activity relevant from the point of view of the safeguards referred to in Article V;
- (b) it has been transferred beyond the jurisdiction of the recipient Party in accordance with the provisions of Article VIII; or
- (c) otherwise agreed between the Parties.

2. For the purpose of determining when nuclear material subject to this Agreement is no longer usable or is no longer practicably recoverable for processing into a form in which it is usable for any nuclear activity relevant from the point of view of safeguards, both Parties shall accept a determination made by the Agency in accordance with the provisions for the termination of safeguards of the relevant safeguards agreement to which the Agency is a party and which is referred to in Article V of this Agreement.

3. Material and equipment referred to in Article II shall remain subject to the provisions of this Agreement until:

- (a) it has been transferred beyond the jurisdiction of the recipient Party in accordance with the provisions of Article VIII; or
- (b) otherwise agreed between the Parties.

ARTICLE IV

Nuclear material, material, equipment and technology subject to this Agreement shall not be used for, or diverted to, the manufacture of any nuclear weapon, other military uses or the manufacture of any other nuclear explosive device, or research on or development of nuclear weapons or other nuclear explosive devices.