

appoint an arbitrator. The same procedure shall apply if, within thirty (30) days of the designation or appointment of the second arbitrator, the third arbitrator has not been elected. A majority of the members of the arbitral tribunal shall constitute a quorum, and all decisions shall be made by majority vote of all the members of the arbitral tribunal. 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 both Parties and shall be implemented by them, in accordance with their respective constitutional procedures. The remuneration of the arbitrators shall be determined on the same basis as that for ad hoc judges of the International Court of Justice.

#### ARTICLE VIII

For the purpose of this Agreement:

1. "The Agency's Safeguards System" means the safeguards system set out in the International Atomic Energy Agency document INFCIRC/66/Rev.2 as well as any subsequent amendments thereto which are agreed to by the Government of Canada and by the Government of Finland.
2. "Appropriate governmental authority" means in the case of Canada, the Atomic Energy Control Board, and in the case of Finland, the Ministry of Trade and Industry or its designated representative.
3. "Equipment" means the items and major components thereof referred to in paragraph (A) of Annex C.
4. "Facility" means any plant, building or structure using, incorporating or containing equipment, nuclear material, material or information.
5. "Material" means the items referred to in paragraph (B) of Annex C.
6. "Nuclear material" means any "source material" or "special fissionable material" as those terms are defined in Article XX of the Statute of the International Atomic Energy Agency.
7. "Information" means technical data in physical form, including but not limited to: technical drawings, photographic negatives and prints, recordings, design data and technical and operating manuals that can be used in the design, production, operation or testing of equipment, nuclear material or material, except data available to the public (that is to say published in books or periodicals) which is transferred between the Parties.

#### ARTICLE IX

1. The present Agreement is subject to ratification. Instruments of ratification of the present Agreement shall be exchanged at Ottawa.
2. The present Agreement shall enter into force thirty (30) days after the date of the exchange of instruments of ratification and shall remain in force thereafter for a period of thirty (30) years. If neither Party has notified the other Party at least six (6) months prior to the expiry of such period, the present Agreement shall continue in force thereafter until six (6) months after notice of termination has been given by either Party to the other Party; provided, however, that notwithstanding the termination of the present