

13. The use of Canadian civil airspace shall be approved and controlled by the Minister of Transport. Flight corridors in Canada to be used for the testing of cruise missiles shall be selected to ensure minimum disruption to civil aircraft operations and minimum disturbance to persons on the ground.

14. DND may review the types of T&E data that are expected to be acquired by DOD during the conduct of a particular project to determine their relevance to DND programs. DND may request that the data acquired during the conduct of the project be provided by DOD. Data provided by DOD shall be at no cost to Canada except as provided in paragraph 10 above. All proprietary information and data exchanged under this Program shall be in accordance with the NATO Agreement on the Communication of Technical Information for Defence Purposes signed in Brussels on October 19, 1970. All T&E Project Arrangements shall contain the appropriate Intellectual Property provisions.

15. Any classified information and material exchanged under this Program will be safeguarded in accordance with existing arrangements between Canada and the United States in relation to the protection of classified information.

16. All tests and evaluations involving US classified information and/or material will be carried out under US Government security control unless the specific Project Arrangement specifies otherwise. However, the Canadian Forces shall continue to exercise command and control over Canadian facilities used by the DOD for T&E as provided for in paragraph 6 of this Agreement.

17. The release of information to the public concerning any project under this Agreement shall require prior consultation and coordination between appropriate US and Canadian authorities.

18. The DOD shall comply with Canadian laws, regulations and orders applicable to the Canadian Forces in respect of the protection of the environment. DOD shall assume financial responsibility for any environmental studies required under Canadian law, regulations and orders.

19. Claims arising from T&E projects shall be settled in accordance with Article VIII of NATO SOFA. Activities conducted under this Agreement are deemed to be in connection with the operation of the North Atlantic Treaty for the purposes of applying Article VIII, Paragraph 1.

20. DND will provide, on a reimbursable basis, all goods, services and facilities required from Canadian sources during the period of this Agreement.