

- (ii) Equipment relating to the enrichment or reprocessing of nuclear material, to the production of heavy water or to heavy water moderated reactors which the recipient Contracting Party, or the supplying Contracting Party after consultation with the recipient Contracting Party, has designated as equipment whose design, construction or operating processes are of essentially the same type as equipment relating to the enrichment or reprocessing of nuclear material, to the production of heavy water or to heavy water moderated reactors obtained pursuant to this Agreement; and
- (iii) Without restricting the generality of sub-paragraph (ii), in the case of a significant transfer of sensitive information or equipment relating to the enrichment or reprocessing of nuclear material, to the production of heavy water or to heavy water moderated reactors, for a period of twenty years from the first operation of such equipment or of equipment or facilities using such sensitive information, equipment in any facility, within the jurisdiction of the Contracting Party to whose jurisdiction such significant transfer has been made, which the recipient Contracting Party, or the supplying Contracting Party after consultation with the recipient Contracting Party, has designated as a facility whose design, construction or operating processes are of essentially the same type as the facility designed, constructed or operated on the basis or by the use of such sensitive information or equipment."

2. Paragraph (g) of Article VII of the Agreement shall be deleted and replaced by the following:

"(g) "Identified material" means source material, special nuclear material or fuel obtained pursuant to this Agreement, and special nuclear material derived from the use of source material, special nuclear material, fuel, equipment, facilities or heavy water obtained pursuant to this Agreement as well as special nuclear material derived from the use of heavy water produced by or with the use of equipment obtained pursuant to this Agreement;"

3. Paragraph (j) of Article VII of the Agreement shall be deleted and replaced by the following:

"(j) "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 design, production, operation or testing of equipment, materials, source material, special nuclear material or fuel, except data available to the public;

(k) "Unclassified information" means information not bearing the security classification of "confidential", "secret" or "top secret";