

- (b) "Appropriate governmental authority" means for Canada, the Atomic Energy Control Board, and for Brazil, the Comissão Nacional de Energia nuclear;
- (c) "Equipment" means any of the equipment listed in Annex B to this Agreement;
- (d) "Material" means any of the material listed in Annex C to this Agreement;
- (e) "Nuclear material" means any source material or any special fissionable material as these terms are defined in Article XX of the Statute of the International Atomic Energy Agency, which is attached as Annex D to this Agreement. Any determination by the Board of Governors of the International Atomic Energy Agency under Article XX of the Agency's Statute which amends the list of material considered to be "source material" or "special fissionable material" shall only have effect under this Agreement when the Parties to this Agreement have informed each other in writing that they accept that determination;
- (f) "Persons" means individuals, firms, corporations, companies, partnerships, associations and other entities, private or governmental, and their respective agents; and
- (g) "Technology" means technical data that the supplier Party has designated, prior to transfer and after consultation with the recipient Party, as being relevant in terms of non-proliferation and important for the design, production, operation or maintenance of equipment or for the processing of nuclear material or material and (i) includes, but is not limited to, technical drawings, photographic negatives and prints, recordings, design data and technical and operating manuals; but (ii) excludes data available to the public. The consultation referred to above shall take due account of the indigenous technological capability of the recipient Party.

ARTICLE II

The co-operation contemplated under this Agreement relates to the use, development and application of nuclear energy for peaceful purposes and may include, inter alia:

- (a) the supply of information, which includes technology, related to:
 - (i) research and development,
 - (ii) health, nuclear safety, emergency planning and procedures and environmental protection,
 - (iii) equipment (including the supply of designs, drawings and specifications),
 - (iv) uses of nuclear material, material and equipment (including manufacturing processes and specifications), and
 - (v) the transfer of patent and other proprietary rights pertaining to that information;
- (b) the supply of nuclear material, material and equipment;
- (c) the implementation of projects for research and development as well as for the design and application of nuclear energy for use in such fields as agriculture, industry, medicine and the generation of electricity;
- (d) industrial co-operation between persons in Canada and in Brazil;