

- (d) "Governmental enterprise" means an enterprise under the jurisdiction of a Party which that Party has designated to the other Party in writing as a government enterprise;
- (e) "Major component" means any part or group of parts essential to the operation and safety of a nuclear facility;
- (f) "Material" means any of the material listed in Annex C to this Agreement;
- (g) "Nuclear fuel" means any kind of fuel used for energy production in nuclear reactors;
- (h) "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 both Parties to this Agreement have informed each other in writing that they accept that amendment;
- (i) "Persons" means individuals, firms, corporations, companies, partnerships, associations and other entities private or governmental and their respective agents and local representatives; but the term "persons" shall not include "governmental enterprises" as defined in sub-paragraph (d) of this Article; and
- (j) "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; and (ii) excludes data available to the public.

ARTICLE III

(1) The Parties shall encourage and facilitate co-operation between each other's governmental enterprises and persons under their jurisdiction on matters within the scope of this Agreement.

(2) Subject to the terms of this Agreement, governmental enterprises and persons under the jurisdiction of either Party may supply to or receive from governmental enterprises or persons under the jurisdiction of the other Party, material, nuclear material, equipment, and technology, within the scope of this Agreement, on commercial or other terms as may be agreed by the governmental enterprises or persons concerned.