Mindful that both Parties are Participating Governments of the Nuclear Suppliers Group;

Have agreed as follows:

ARTICLE 1

For the purposes of this Agreement:

(a) The term "person" means any individual or entity, but does not include the Parties;

(b) The term "nuclear material" means

(i) source material, namely, uranium containing the mixture of isotopes occurring in nature; uranium depleted in the isotope 235; thorium; any of the foregoing in the form of metal, alloy, chemical compound or concentrate; any other substance containing one or more of the foregoing in such concentration as may be agreed to by the Parties; and such other substances as may be agreed to by the Parties; and

(ii) special fissionable material, namely, plutonium, uranium-233, uranium enriched in the isotope 233 or 235; any substance containing one or more of the foregoing; and such other substances as may be agreed to by the Parties. Special fissionable material does not include source material;

(c) The term "special non-nuclear material" means substances for use in a nuclear reactor which are specified in Part A of Annex A to this Agreement, but does not include "nuclear material";

(d) The term "equipment" means major items of machinery, plant or instrumentation, or major components thereof, which are specially designed or prepared for use in nuclear activities, and which are specified in Part B of Annex A to this Agreement;

(e) The term "technology" means specific information required for the development, production or use of any nuclear material, special non-nuclear material or equipment, excluding information which has been made available without restrictions upon its further dissemination. Basic scientific research information may also be excluded, if specified and agreed in writing by the Parties. This specific information may take the form of technical data which includes blueprints, plans, diagrams, models, formulae, engineering designs and specifications, manuals and instructions written or recorded on other media or devices such as disk, tape and read-only memories. It may also take the form of technical assistance which includes instruction, skills, training, working knowledge and consulting services;

(f) The term "development" referred to in paragraph (e) of this Article means all phases before production such as design, design research, design analysis, design concepts, assembly and testing of prototypes, pilot production schemes, design data, process of transforming design data into a product, configuration design, integration design and layouts;

(g) The term "production" referred to in paragraphs (e) and (f) of this Article means all activities for producing nuclear material, special non-nuclear material or equipment such as construction, production engineering, manufacture, integration, assembly (mounting), inspection, testing and quality assurance;

(h) The term "use" referred to in paragraph (e) of this Article means operation, installation including on-site installation, maintenance, checking, repair, overhaul and refurbishing;

(i) The term "equipment based on technology" means equipment which the Parties agree as produced from the use of technology transferred pursuant to this Agreement;

(j) The term "nuclear material recovered or produced as a by-product" means

(i) nuclear material derived from nuclear material transferred pursuant to this Agreement,