ARTICLE 9

Nuclear material transferred pursuant to this Agreement and nuclear material recovered or produced as a by-product shall not be enriched to twenty percent or more in the isotope uranium-235 or reprocessed within the jurisdiction of the State of the receiving Party without the prior written consent of the supplying Party.

ARTICLE 10

Nuclear material, material, equipment and technology transferred between the two States, whether directly or through a third State, shall become subject to this Agreement upon their entry into the jurisdiction of the State of the receiving Party, only if the supplying Party has notified the receiving Party in writing and in advance of the intended transfer. Prior to the notified transfer of such nuclear material, material, equipment or technology, the supplying Party shall obtain from the receiving Party a written confirmation that the transferred nuclear material, material, equipment or technology will be held subject to this Agreement and that the proposed recipient, if other than the receiving Party, will be an authorized person of the receiving Party.

ARTICLE 11

Nuclear material, material, equipment and technology subject to this Agreement shall no longer be subject to this Agreement if

(a) such nuclear material, material or equipment has been transferred beyond the jurisdiction of the State of the receiving Party in accordance with the relevant provisions of this Agreement;

(b) the Parties agree that such nuclear material, material, equipment or technology shall no longer be subject to this Agreement; or

(c) in the case of nuclear material, the Agency determines, in accordance with the provisions for the termination of safeguards in the relevant agreement referred to in Article 5 of this Agreement, that the nuclear material has been consumed, or has been diluted in such a way that it is no longer usable for any nuclear activity relevant from the point of view of safeguards, or has become practicably irrecoverable.

ARTICLE 12

The agreement contained in the Exchange of Notes shall terminate on the date this Agreement enters into force.

ARTICLE 13

1. With a view to coordinating the cooperative activities under this Agreement, the Parties shall establish a Joint Committee. The Joint Committee shall be composed of representatives designated by the Parties, and may meet on mutually convenient dates.

2. The Parties shall, at the request of either of them, consult with each other, if any question arises concerning the interpretation or application of this Agreement.

3. If any dispute arising out of the interpretation or application of this Agreement is not settled by negotiation, mediation, conciliation or other similar procedure, such dispute shall, at the request of either Party, be submitted to an arbitral tribunal which shall be composed of three arbitrators appointed in accordance with the provisions of this paragraph. Each Party shall designate one arbitrator who may be a national of its State and the two arbitrators so designated shall elect a third, a national of a third State, which is a non-nuclear-weapon State Party to the Non-Proliferation Treaty, who shall be the Chairman. If, within thirty days of the request for arbitration, either Party has not designated an arbitrator, either Party may request the President of the International Court of Justice to appoint an arbitrator. The same procedure shall apply if, within thirty days of the designation or appointment of the second arbitrator, the third arbitrator has not been elected, provided that the third arbitrator so appointed shall not be a national of the State of either Party. A majority of the members of the arbitral tribunal shall constitute a quorum, and all decisions shall require the concurrence of a majority of the members of the tribunal. The arbitral procedure shall be fixed by decisions of the tribunal. The decisions of the tribunal shall be binding on the Parties.

ARTICLE 14

1. If the Republic of Korea or Japan

(a) acts in violation of the provisions of Article 4, 5, 6, 7, 8, or 9 of this Agreement, or the decisions of the arbitral tribunal referred to in Article 13 of this Agreement; or