

## AGREED MINUTES

In connection with the Agreement between the Government of Japan and the Government of the Republic of Kazakhstan for Cooperation in the Peaceful Uses of Nuclear Energy, signed at Tokyo today (hereinafter referred to as "the Agreement"), the undersigned hereby record the following understandings:

1. It is confirmed that nuclear material subject to the Agreement may be handled based on the principles of fungibility and proportionality when it is used in mixing processes where it loses its identity, or is deemed to lose it, in the process of conversion, fuel fabrication, enrichment or reprocessing.

2. With reference to Article 5 of the Agreement, it is confirmed that, for the effective implementation of the Agreement, the Parties shall exchange annually the then current inventories of nuclear material, special non-nuclear material, equipment and technology subject to the Agreement.

3. With reference to Article 5 of the Agreement, it is confirmed that a national system of accounting for and control of nuclear material covering all nuclear material subject to the Agreement has been established and will be maintained in accordance with the laws and regulations in force in each state.

4. In the application of sub-paragraph (b) of paragraph 1 of Article 12 of the Agreement, it is confirmed that, in respect of determining material violation under the said sub-paragraph, any of the following findings made by the Board of Governors of the International Atomic Energy Agency (hereinafter referred to as "the Agency") shall be accepted by the Parties as conclusive:

- (a) a finding of non-compliance;
- (b) a finding that the Agency is not able to verify that there has been no diversion of nuclear material required to be safeguarded under relevant safeguards agreement to nuclear weapons or other nuclear explosive devices; or

(c) a finding that the Agency is not able to verify that there have been no undeclared nuclear material or activities.

At Tokyo, this second day of March, 2010

For the Government of  
Japan:

岡田克也

For the Government of  
the Republic of Kazakhstan:

A. Kamaldinov