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JUL 15 1961

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MEMORANDUM FOR : THE CHAIRMAN

SUBJECT : Export Control Review Board Meeting on July 17,  
1961 - at The White House

The following background information is furnished in connection with your attendance at a meeting with the Export Control Review Board at the White House on July 17th:-

The problems to be discussed have resulted from an application filed by the High Voltage Engineering Corporation with Commerce requesting an export license to export a 12-MEV Tandem Van de Graaff Positive Ion Accelerator to the Polish Government's Institute of Nuclear Research (Polska Akademia Nauk, Instytut Badan Jadrowych, Warsaw). The total value is \$1,076,500.

Through established liaison procedures, the AEC staff notified Commerce there was no AEC objection to the export, provided the export was consistent with U.S. policy toward Poland. Defense, ICA, and Commerce favored denial. State recommended approval. Later, when DOD was requested to provide information on the military uses to which research results might be put, the DOD withdrew its objection to approval. DOD said it cannot be ascertained at this time whether the products resulting from the use of such equipment will be utilized for civilian or military purposes.

The Commerce staff reiterated its position for denial. The matter was set down for consideration on June 29, 1961, by the Commerce Department's Advisory Committee on Export Policy (ACEP Document No. 149 - TAB A).

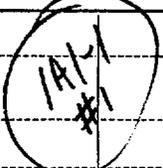
However, the Commerce document raised, also, for consideration a more fundamental question. The Commerce staff recommended that "the general problem of U.S. export control of advanced scientific research equipment be fully explored as soon as feasible..." to determine the policy to be followed in the future in permitting exports to the Soviet bloc.

THE PROVISIONS OF EO 12958, DATED 4/17/95

By Authority of 2635

Date ~~SECRET~~ on 3/1/02

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The Chairman

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The results of the Advisory Committee meeting are set out in Report of Action No. 55 (TAB B).

The remarks by the AEC representative (the undersigned) had been prepared in advance, after consultation with personnel in the Divisions of International Affairs, Research, and Classification.

The basic AEC position was stated as follows:-

"Taking into account the considerations which up to this time have been used to identify items as being strategic, the AEC has no basis for recommending denial of the pending application. What items may be recommended as 'reasonable and necessary' for the civilian economy is a determination of the competence of the Atomic Energy Commission." (The "Reasonable and Necessary" is among the established criteria for exports to Poland.)

The AEC representative questioned the handling of the Polish Van de Graaff case before a determination of the over-all governing policy relating to re-

The Committee Chairman subsequently advised the Secretary of Commerce that no action be taken in this case at this time, but that position paper created by the Export Control Review Board (ECRB) of Commerce, Defense, and State).

the  
Van de Graaff  
the newly-  
secretaries

The Position Paper regarding the case as ECRB Document No. 1 (TAB C).

item is identified

A separate Position Paper, relating to the specific export to Poland, is identified as ECRB Document No. 2 (TAB D).

Lyall Johnson  
Assistant Director for Materials Licensing

Typed in Ofc of Chairman

Division of Licensing and Regulation

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