



United States Department of State

BUREAU OF NONPROLIFERATION AFFAIRS D.C. 20520
OFFICE OF NUCLEAR ENERGY AFFAIRS

July 1, 2003

TO: Suzanne Schuyler-Hayes
Team B
Office of International Programs
United States Nuclear Regulatory Commission
PH: 301 415 2333; FAX: 301 415 2395

FROM: NP/NE – Robin DeLaBarre
PHONE: 202 647 3978
FAX: 202 647 0775

SUBJECT: XW002/02 & XW007/01--Amendment Requests for Licenses to Authorize Export to Canada of Radioactive Waste

Transmitted for NRC action are copies of the signed Department of State letters transmitting Canadian Nuclear Safety Commission confirmations of no objection to the proposed exports of radioactive waste to Canada. Originals of the letters will follow via NRC Courier.

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2003 JUL -2 PM 4: 25



United States Department of State

Washington, D.C. 20520

July 1, 2003

Mr. Edward T. Baker
Deputy Director
Office of International Programs
U.S. Nuclear Regulatory Commission
Rockville, MD 20852-2738

Dear Mr. Baker:

I refer to your letter dated May 2, 2003 regarding the application from Framatome ANP requesting Amendment No. 01 to export license XW007 (XW007/01) to, inter alia, add 5,000 kilograms of stainless steel contaminated with low enriched uranium to the materials (contaminated zirconium tubing and molybdenum metal pieces) already authorized for export.

We have informed the Canadian Nuclear Safety Commission (CNSC) of the proposed amendment and have received the enclosed confirmation that there are no CNSC objections to the import into Canada of the uranium-contaminated stainless steel exported by Framatome ANP.

In view of the foregoing, the proposed additional export to Canada under XW007/01 would appear to be consistent with the Code of Practice on Transboundary Movement of Radioactive Waste.

Sincerely,

A handwritten signature in cursive script that reads "Robin DeLaBarre".

Robin DeLaBarre, Acting
Director
Office of Nuclear Energy Affairs

Enclosure: as stated

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United States Department of State

Washington, D.C. 20520

July 1, 2003

Mr. Edward T. Baker
Deputy Director
Office of International Programs
United States Nuclear Regulatory Commission
Rockville, Maryland

Dear Mr. Baker:

I refer to your letter dated April 16, 2003 regarding the request from PermaFix/Diversified Scientific Services, Inc. (DSSI) for Amendment No. 02 to export license XW002. The amendment would add for return to Canada: 1) 630 kilograms of non-conforming waste containing approximately: a) 300 Ci of tritium and other fission product radionuclides; and b) 150 kilograms of heavy water inadvertently shipped by Ontario Power Generation to DSSI in 2002; 2) extend the expiration date to December 31, 2005; and 3) to correct a spelling error in the ultimate consignee's address.

The Canadian Nuclear Safety Commission has confirmed (see enclosure) that there is no objection to the proposed return to Canada of the non-conforming waste. In view of the Canadian Government confirmation, the return to Canada of this material would appear to be consistent with the Code of Practice on Transboundary Movement of Radioactive Waste.

Sincerely,

A handwritten signature in black ink, appearing to read "Robin DeLaBarre", written in a cursive style.

Robin DeLaBarre, Acting
Director
Office of Nuclear Energy Affairs

Enclosure: as stated



Canadian Nuclear
Safety Commission

Commission canadienne
de sûreté nucléaire

P.O. Box 1046, Station B
Ottawa, Ontario
K1P 5S9

C.P. 1046, Succursale B
Ottawa (Ontario)
K1P 5S9

Fax: (613) 995-5086

Télécopieur : (613) 995-5086

Your file Votre référence

Office of International Affairs

Our file Notre référence

11-2-3

June 18, 2003

Mr. R. DeLaBarre
U. S. Department of State
2201 C Street, N.W.
NP/NE Room 3320
Washington, D.C. 20520

Subject/objet: Your fax of June 3, 2003, Ref. 1) Follow-up on Proposed Return to Canada from the U.S. of 630 kg of Non-conforming Waste which Ontario Power Generation Inc. had inadvertently shipped to the U.S.;
2) Request by Framatome ANP to amend its Export licence (XW007) which authorizes export of Uranium-contaminated scrap to Mississauga Metals & Alloys Inc., for disposal at Chalk River.

Dear Mr. DeLaBarre:

This is further to your fax regarding the above subject. Please be advised that the Canadian Nuclear Safety Commission (CNSC) sees no impediment to authorizing Ontario Power Generation Inc., and Mississauga Metals & Alloys Inc., (Brampton, Ontario, Canada) to import the subject material from PermaFix/Diversified Scientific Services Inc, (DSSI) (Kingston, Tennessee) and Framatome ANP, Inc. (Richland, WA, USA) respectively.

Sincerely,

M. Devine
Nuclear Non-proliferation Officer
Non-proliferation and International Relations Division

2003-188/df

Canada