



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

November 15, 2017

MEMORANDUM TO: The File

FROM: Peter J. Habighorst, Branch Chief
Export Controls and Nonproliferation
Office of International Programs 

SUBJECT: ISSUANCE OF LICENSE WITHOUT WAITING FOR
EXPIRATION OF 30 DAYS PUBLIC NOTICE FOR EXPORT
LICENSE PXB3.10

On October 6, 2017, the NRC received an application, dated September 22, 2017, from Nordion (Canada) Inc. to amend their NRC export license (PXB3.09) to update two parties listed as "Other U.S. Parties to Export". However, due to the insufficient licensing fee submitted, OIP staff was unable to process the application until the correct fee was submitted on October 13, 2017. The application was accepted and released to the public on October 17, 2017, and the license is scheduled to be issued on or after November 16, 2017, 30 days from the date the application is made available to the public.

In an email dated November 9, 2017 (ML17317A488), the licensee requests that the license be issued no later than November 15, 2017, in order to meet their November 16, 2017 shipping deadline. Nordion stated in the email that delaying the planned export shipment would cause serious undue hardship to both licensees involved (consignor and consignee) as the planned conveyance is very complex and expensive to arrange. The cost associated with a re-scheduling of the transportation, loading and facility shutdown would be quite substantial.

OIP's license application review procedure normally allows for 30 days to lapse after the 10 CFR Section 110.70 notice is posted at the NRC Website. The Commission encourages written comments per 10 CFR Section 110.81 from the public regarding export and import license applications, and will consider, if appropriate, to respond to these comments. As specified in 10 CFR Section 110.82, NRC will consider an intervention petition or hearing request as timely if it is filed less than 30 days from the date an application is made available to the public.

OIP staff has completed its review and has concluded that issuing the export license (PXB3.10) to Nordion (Canada) Inc. is not inimical to the common defense and security. Should we receive any public feedback, it will be considered, as appropriate. We have informed the licensee of this possibility.