



## DEPARTMENT OF STATE

Washington, D.C. 20520

RECEIVED  
U.S. NRC

ACU

XCOM0232

11000602

BUREAU OF OCEANS AND INTERNATIONAL  
ENVIRONMENTAL AND SCIENTIFIC AFFAIRS 1979 JUL 5 AM 9 26

JUL 02 1979

EXPORT/IMPORT  
AND  
INTERNAT'L SFGRODS

Mr. James R. Shea  
Director of International Programs  
United States Nuclear Regulatory Commission  
Room 6714 - MNBB  
Bethesda, Maryland

Dear Mr. Shea:

I refer to your letter dated April 26, 1979, requesting Executive Branch views as to whether issuance of an export license in accordance with the application hereinafter described would be inimical to the common defense and security of the United States and whether the proposed export meets the applicable criteria in the Atomic Energy Act, as amended by the Nuclear Non-Proliferation Act of 1978:

NRC No. XCOM0232 -- Application by Westinghouse for authorization to export to Spain reactor control drive mechanisms, reactor internals and other components and parts specially designed and prepared for use in the Zorita Nuclear Power Plant. Total value of these parts and components is \$9,000,000.

It is the judgment of the Executive Branch that the export contemplated will not be inimical to the common defense and security of the United States, and that this export is consistent with the provisions of the Atomic Energy Act of 1954, as amended by the Nuclear Non-Proliferation Act of 1978, provided that the validity of the license does not extend beyond December 31, 1980.

Moreover, as stated in my letter to you dated January 31, 1979, it is the view of the Executive Branch that the generic assurances provided by the Government by letter to U.S. Embassy, Madrid, January 23, 1979, meet the criteria under Section 109 b. for exports of reactor components by

564 137

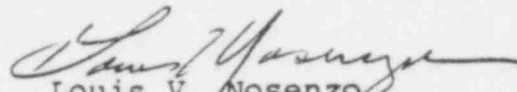
②

7908020048

confirming that the items specified in Appendix A of 10 CFR 110 will be included under the definition, "material including equipment and devices" cited in Article X of the 1974 U.S.-Spain Agreement for Cooperation, and therefore subject to the guarantees in that article, including: 1) IAEA safeguards; 2) no nuclear explosive use; and 3) no retransfer without prior U.S. consent.

On the basis of the foregoing, the Executive Branch recommends that the license be issued.

Sincerely,



Louis V. Nosenzo  
Deputy Assistant Secretary

564 138