



DEPARTMENT OF STATE

Washington, D. C. 20520

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BUREAU OF OCEANS AND INTERNATIONAL
ENVIRONMENTAL AND SCIENTIFIC AFFAIRS OF
INTERNATIONAL PROGRAMS

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JUN 15 1979

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 three letters dated March 20, 1979, requesting Executive Branch views as to whether issuance of export licenses in accordance with the applications hereinafter described would be inimical to the common defense and security of the United States and whether the proposed exports meet the applicable criteria in the Atomic Energy Act, as amended by the Nuclear Non-Proliferation Act of 1978:

NRC Nos. XCOMO-202, 203 and 204 -- Applications by Byron Jackson Pump Division for authorization to export to India various parts and components specially designed and prepared for coolant pumps in the Tarapur nuclear power reactor. Total value of these parts and components is approximately \$226,000.

It is the judgment of the Executive Branch that the exports contemplated will not be inimical to the common defense and security of the United States, and that these exports are consistent with the provisions of the Atomic Energy Act of 1954, as amended by the Nuclear Non-Proliferation Act of 1978.

Moreover, as stated in my letter to you dated March 27, 1979, it is the view of the Executive Branch that the generic assurances provided by the Embassy of India by letter dated March 23, 1979 meet the criteria under Section 109 b. for exports of reactor components by confirming that the following provisions apply to such ex-

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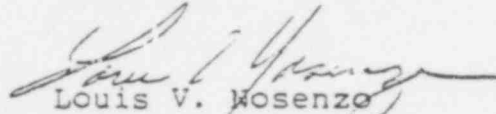
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ports: 1) IAEA safeguards will be applied to the special nuclear material produced through the use of supplied equipment or material for the Tarapur Atomic Power Station (TAPS); 2) the special nuclear material or equipment supplied for use in TAPS or produced through the use of such material or equipment will be devoted exclusively to the needs of TAPS (and therefore not utilized for the production or research and development of any nuclear explosive device); and 3) no equipment, material or device supplied by the U.S. for use at the TAPS will be transferred to unauthorized persons or beyond the jurisdiction of the Government of India.

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

Sincerely,



Louis V. Wosenzo
Deputy Assistant Secretary

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