



## DEPARTMENT OF STATE

Washington, D. C. 20520

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RECEIVED  
U.S. NRC

11000176

XMAT0011

BUREAU OF OCEANS AND INTERNATIONAL  
ENVIRONMENTAL AND SCIENTIFIC AFFAIRS

JAN 9 PM 2 32

January 6, 1979

EXPORT/IMPORT  
AND  
INTERNAT'L SFGDRS

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 September 25, 1978, for Executive Branch views on 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 of 1954, as amended by the Nuclear Non-Proliferation Act of 1978:

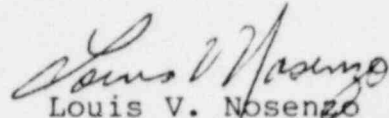
~~XMAT0011~~  
NRC ~~YCON0047~~ -- Application by Aldrich Chemical Company, Inc. for authorization to export to Costa Rica 1,085 grams of deuterium compounds for use in analytical chemistry.

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, and with the Nuclear Non-Proliferation Act of 1978. As an NPT party, Costa Rica has committed itself to maintaining IAEA safeguards on all of its peaceful nuclear activities and has pledged not to use any nuclear export for production or research and development of any nuclear explosive device, two of the three criteria required to be met for exports of reactor components under Section 109 of the Atomic Energy Act, as amended. The remaining criterion, agreement not to re-transfer any US-supplied component without prior US consent has been satisfied by the receipt of an assurance letter from the Embassy of Costa Rica, a copy of which is enclosed.

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

Sincerely,

A handwritten signature in dark ink, appearing to read "Louis V. Nosenzo", written in a cursive style.

Louis V. Nosenzo  
Deputy Assistant Secretary

Enclosure:

Assurance letter

EMBAJADA DE COSTA RICA  
WASHINGTON, D. C. 20008

No. 2584

8 de diciembre de 1978

~~DH~~ Kent  
LW  
not  
see  
ROB

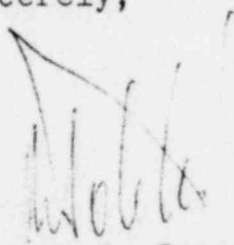
Mr. Louis V. Nozenzo  
Deputy Assistant Secretary  
Bureau of Ocean and International  
Environmental and Scientific Affairs  
Department of State  
Washington, D.C.

Dear Sir:

I am glad to reply to your letter of November 3, 1978 in reference to an application for a licence from Aldrich Chemical Company to export to Costa Rica 1,085 grams (1kg.) of deuterium for use in chemical analysis by the University of Costa Rica.

In reference to requisite (3) of your letter, I am instructed by my Government to assure you that such material will not be reexported nor lent to any other Government without the approval of the Government of the United States.

Sincerely,



Rodrigo A. Sotela  
Minister Counselor for  
Economics Affairs