



DEPARTMENT OF STATE

Washington, D.C. 20520

BUREAU OF OCEANS AND INTERNATIONAL
ENVIRONMENTAL AND SCIENTIFIC AFFAIRS

24 OCT 1980

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

*XSNM01540
Amend 1*

Dear Mr. Shea:

This letter is in response to the letter from your office dated August 27, 1980, requesting Executive Branch views as to whether amendment 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 of the Atomic Energy Act, as amended by the Nuclear Non-Proliferation Act of 1978 (P.L. 95-242):

NRC No. XSNM01540 -- Application by General Electric to increase the amount of special nuclear material authorized for export to Taiwan by 0.25 kilogram of U-235 contained in 2 kilograms of uranium enriched to 11 percent maximum in the form of UO₂ pellets encased in zirconium rods of varying enrichments for laboratory use. The total quantity requested is 0.50 kilogram U-235 in 4.5 kilograms of uranium.

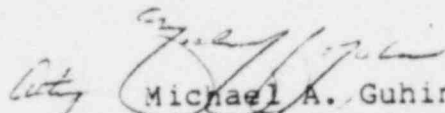
The proposed export would take place pursuant to the applicable Agreement for Cooperation entered into pursuant to Section 123 of the Atomic Energy Act, as amended, as confirmed in a letter from the CCNAA, a copy of which is enclosed. Taiwan has adhered to the provisions of the applicable Agreement for Cooperation.

The Executive Branch has reviewed this application and concluded that the requirements of the Atomic Energy Act, as amended by P.L. 95-242, have been met and that the proposed export will not be inimical to the common defense and security of the United States. A detailed analysis is believed unnecessary in this case because the application involves a relatively small quantity of low-enriched uranium in the form of fabricated fuel rods.

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

Sincerely,


Michael A. Guhin
Deputy Assistant Secretary

Enclosure:
Assurance letter

北美事務協調委員會駐美國辦事處

Coordination Council for North American Affairs

Office in U.S.A.

5161 River Road, Washington, D.C. 20016

October 9, 1980

Mr. David Dean
Chairman of the Board
and Managing Director
American Institute in Taiwan
1700 North Moore Street
Arlington, VA 22209

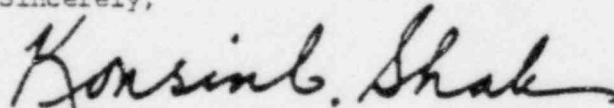
Dear Mr. Dean:

With reference to your letter dated September 22, 1980 concerning the amendment of license XSNM01540 for export of nuclear material to the Institute of Nuclear Energy Research, Taiwan, we hereby certify that:

1. the transfer of material, as identified on the license application will be subject to all terms and conditions of an applicable agreement for cooperation entered into pursuant to section 133 of the U. S. Atomic Energy Act, as amended;
2. the ultimate consignee, as identified on the application, is authorized to possess and receive the material.

We hope the above statement will meet the requirement of the licensing process.

Sincerely,



Kousin C. Shah
Representative

September 22, 1980

Mr. Konsin C. Shah, Representative
Coordination Council for North
American Affairs
5161 River Road
Washington, D.C. 20016

Dear Mr. Shah:

We have received the enclosed application to amend license XSNM01540 from the United States Nuclear Regulatory Commission concerning the export of nuclear material to Taiwan. In order to process this application, the American Institute in Taiwan needs to receive written confirmation from the Coordination Council for North American Affairs that:

- a. The transfer of material, as identified on the license application will be subject to all terms and conditions of an applicable agreement for cooperation entered into pursuant to section 123 of the U.S. Atomic Energy Act, as amended;
- b. The ultimate consignee, as identified on the application, is authorized to possess and receive the material.

To facilitate the processing of this application, we would appreciate receiving an early response to this letter. This request for written confirmation to the particulars noted above is a normal requirement of the licensing process and should not be construed as indicating favorable action on the licensing application.

Sincerely,

David Dean
Chairman of the Board
and Managing Director

Enclosure:
Application to amend
license XSNM01540

AIT/W:JBKYLE:hn:9/22/80