

#### DEPART ACINT OF STATE

Washington, D.C. 20520

X408520

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

# 15 JUN 1981

Mr. James Devine Assistant Director Export/Import and International Safeguards Office of International Programs United States Nuclear Regulatory Commission Bethesda, Maryland

Dear Mr. Devine:

I refer to your letter of April 21, 1981 requesting the status of IAEA safeguards arrangements for the conversion plant located at the Korea Advanced Energy Research Institute (KAERI) in Daejeon, Republic of Korea. This conversion plant is the ultimate consignee in license application XU08520 for the export of natural uranium to the ROK.

The IAEA has confirmed that the KAERI conversion plant has been declared to the Agency and that a facility attachment is in force for the plant. The IAEA draft 1980 Annual Report did not list this facility because it fell below the one effective kilogram threshold.

Sincerely,

Escarer B Steinburg

Eleanor B. Steinberg Acting Director Office of Nuclear Export Control

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- FORM NRC-7 (5-79) 10 CFR 110

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U.S. NUCLEAR REGULATORY COMMISSION

APPROVED BY GAO 5-180225(R0302)

APPLICATION FOR LICENSE TO EXPORT NUCLEAR MATERIAL AND EQUIPMENT (See Instructions on Reverse)

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BUREAU OF OCEANS AND INTERNATIONAL ENVIRONMENTAL AND SCIENTIFIC AFFAIRS

1 2 JUN 1981

EGE VED

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

Dear Mr. Shea:

This letter is in response to the letter from your office dated April 9, 1981, 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. XU08520 — Application by Edlow International Company for authorization to export to the Republic of Korea 10,176 kilograms of natural uranium in the form of  $U_3O_8$  for use by the Korea Advanced Energy Research Institute for testing of a UO<sub>2</sub> conversion plant.

The proposed export would take place pursuant to the Agreement for Cooperation Between the United States and the Republic of Korea as confirmed in a letter from the Embassy of Korea, a copy of which is enclosed. Korea has adhered to the provisions of its Agreement with the United States.

The Executive Branch has reviewed this application and concluded that the requirements of the Atomic Energy Act, as amended, 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 for Korea was submitted February 23, 1979 for NRC application No. XU08436. There has been no material change in circumstances since that submission.

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

John P. Boright U Acting Deputy Assistant Secretary

Enclosure: Assurance letter

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"Copy to PDR and ACC 6-15-81 ." mr. Shea, mr. Denine, ELD, NMSS/Unfo)

## EMBASSY OF THE REPUBLIC OF KOREA WASHINGTON, D. C.

June 1, 1981

John A. Griffin Director Division of Politico-Military Security Affairs Department of Energy Washington, D.C. 20585

Dear Mr. Griffin:

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I am pleased to send you the confirmation letter of our government regarding the application of XU-8520.

Sincerely yours,

Strigetel lonk

Shiyohl Park Scientific Attache

Attachment: Letter of Director Kang dated May 15.

## MINISTRY OF SCIENCE AND TECHNOLOGY REPUBLIC OF KOREA SEOUL 110, KOREA

Reference,

Cable Address: MOSTROK Telex: MIOST K24230

15 May 1981.

John. A. Griffin Director, Division of Folitico-Military Security Affairs Department of Energy Washington, D. C. 20585

Dear Mr. Griffin :

In reference to your letter ( ? 17 April 1981 regarding application of XUC8520, we confirm that :

- a) The transfer of the material, as identified on the license application of XU08520, will be subject to all of the terms and conditions of the Agreement for Cooperation, which entered into force on 19 March 1978, as amended, concerning the civil uses of atomic energy between the Republic of Korea and the United States;
- b) The Korea Advanced Energy Research Institute, the ultimate consignee, as identified on the application of XU08520 is authorized by the Government of the Republic of Korea to receive and possess the material.

Yours sincerely,

Back Kwang Kang

Director General Nuclear Regulatory Bureau