



DEPARTMENT OF STATE

Washington, D.C. 20520

PDR

XCOM0656

11002917

BUREAU OF OCEANS AND INTERNATIONAL ENVIRONMENTAL AND SCIENTIFIC AFFAIRS

September 17, 1982
INTERNATIONAL AFFAIRS

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

Dear Mr. Shea:

This letter is in response to the letter from your office dated July 28, 1982, requesting Executive Branch views as to whether issuance of an export license in accordance with the application hereinafter described meets the applicable criteria of the Atomic Energy Act of 1954, as amended by the Nuclear Non-Proliferation Act of 1978:

NRC No. XCOM0656 — Application by Carpenter Technology Corporation for authorization to export to Norway zircaloy tubing, value \$42,000, to be used for replacement of core internals for the Halden research reactor.

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 the export is consistent with the provisions of the Atomic Energy Act of 1954, as amended by the Nuclear Non-Proliferation Act of 1978.

As an NPT party, Norway has committed itself to maintaining IAEA safeguards on all of its peaceful nuclear activities and has pledged not to produce or otherwise acquire any nuclear explosive device. It is therefore the judgment of the Executive Branch that Criteria (1) and (2) for exports of reactor components under Section 109 of the Atomic Energy Act, as amended, are met. The remaining criterion, agreement not to retransfer any U.S.-supplied component or material without prior U.S. consent, has been satisfied by the receipt of an assurance letter from the Embassy of Norway, a copy of which is enclosed.

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

Sincerely,

James B. Devine
Deputy Assistant Secretary

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PDR XPORT
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Enclosure:
Assurance letter

*Copy to PDR and AOC 9-21-82

Shea, Zimmerman, Becker/ELO, Peterson

ROYAL NORWEGIAN EMBASSY

2720 - 34th Street, N.W.
Washington, D.C. 20008

3 September 1982.

JHD/MHa

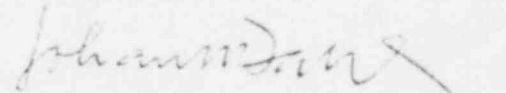
Mr. Carlton R. Stoiber,
Acting Deputy Assistant Secretary,
Bureau of Oceans and International
Environmental and Scientific Affairs,
Department of State,
Washington, D.C., 20520.

Dear Mr. Stoiber,

With reference to your letter of 6 August, 1982, and telephone conversation between you and my colleague, Mr. Seeberg, I hereby confirm that the zircaloy tubing, valued at \$ 42,000, for use in the Halden HBWR Research Reactor (NRC application No XCOM0656) will not be retransferred without the prior approval of the United States.

I am furthermore authorized to inform you that the Norwegian authorities still prefer to give the confirmation with regard to retransfer in each specific case. In this way the Norwegian Safeguard Authorities are guaranteed full knowledge of all Norwegian imports of relevant material and equipment.

Sincerely,



Johan H. Dahl
Counselor