



United States Department of State

Washington, D.C. 20520

BUREAU OF OCEANS AND INTERNATIONAL
ENVIRONMENTAL AND SCIENTIFIC AFFAIRS

DCS / DF02
J. Becker, OGC
G. Sanslow, OROO
B. Stout, MM

November 26, 1990

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

Dear Mr. Shea:

I refer to the letter from your office dated August 21, 1990, requesting Executive Branch views as to whether issuance of an export license in accordance with the application hereinafter described meets the applicable criteria in the Atomic Energy Act, as amended by the Nuclear Non-Proliferation Act of 1978:

NRC No. XCOM1045 — Application by the General Atomics to authorize export to Yugoslavia of components for the TRIGA Mark II research reactor at the Josef Stefan Institute. The components consist of a detector assembly and control rod parts, including: regulating motor assemblies, motors, a drive mechanism assembly, connecting assemblies, and a grid plate assembly. These components have a total value of \$69,500.

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 by the Nuclear Non-Proliferation Act of 1978.

As an NPT party, Yugoslavia 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 nuclear 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 without prior U.S. consent, has been satisfied by the receipt of assurances in the form of a diplomatic note from the Ministry of Foreign Affairs of Yugoslavia, reported by telegram from U.S. Embassy Belgrade. A copy of the telegram is enclosed.

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

Sincerely,

Richard J. K. Stratford
Deputy Assistant Secretary
Nuclear Energy & Energy Technology Affairs

Enclosure: U.S. Embassy Belgrade telegram

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PDR EXPORT PDC
XCOM-1045

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Rec'd 11/28/90

Department of State

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PAGE 01 BELGRA 13629 231701Z

ACTION DES-81

INFO	LOG-88	ACDA-13	ADB-88	CEO-81	CIAE-88	DODE-88	DOEE-88
	EB-88	EPA-84	EUR-88	H-81	INRE-88	INR-88	IO-18
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	SP-88	SS-88	T-81	/857W			
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P 231456Z OCT 88
 FM AMEMBASSY BELGRADE
 TO SECSTATE WASHDC PRIORITY 8792
 INFO RUF>ZG/AMCONSUL ZAGREB

UNCLAS BELGRADE 13629

DEPT FOR DES/NEC DELABARRE

E.O. 12356: N/A
 TAGS: ENRG, KNNP, YO
 SUBJECT: ASSURANCES FOR PROPOSED NUCLEAR COMPONENT EXPORT
 TO YUGOSLAVIA

REF: A) BELGRAD. () B) STATE 289522;
 - C) DES/NF DATED 8/13/88

1. THIS MESSAGE CONTAINS THE GOVERNMENT OF YUGOSLAVIA
 ASSURANCES (3 BELOW) IN CONNECTION WITH PROPOSED
 NUCLEAR COMPONENT EXPORTS TO YUGOSLAVIA (U.S. NRC EXPORT
 APPLICATION (M1245) RECEIVED ON OCTOBER 18, 1988 VIA
 DIPLOMATIC MAIL NO. 7781 DATED OCTOBER 18, 1988. AS
 REPORTED IN OF A, THE USG REQUEST FOR SUCH ASSURANCES WAS

PRESENTED TO GOY VIA A LETTER ON SEPTEMBER 19, 1988.

2. ORIGINAL COPY OF YUGOSLAV NOTE NO. 7781 IS BEING
 AIRFOUCHED TO DES/NEC, ROBIN DELABARRE.

3. FOLLOWING IS A VERBATIM TEXT (MINUS STANDARD
 COMPLIMENTARY OPENING AND CLOSING SENTENCES) OF THE GOY
 NOTE 7781:

- ... AND HAS THE HONOR TO ACKNOWLEDGE THE RECEIPT OF THE
 EMBASSY'S LETTER OF SEPTEMBER 19, 1988.
 - IN CONNECTION WITH THE ABOVE-MENTIONED LETTER, THE
 FEDERAL SECRETARIAT, ACTING ON THE AUTHORIZATION OF THE
 FEDERAL EXECUTIVE COUNCIL OF THE ASSEMBLY OF SFR OF
 YUGOSLAVIA, WISHES TO MAKE THE FOLLOWING STATEMENT.
 - ON BEHALF OF THE GOVERNMENT OF YUGOSLAVIA, THE FEDERAL
 SECRETARIAT FOR FOREIGN AFFAIRS HEREBY CONFIRMS THAT THE
 NUCLEAR REACTOR COMPONENTS PROPOSED FOR EXPORT BY GENERAL
 ATOMIC FROM THE UNITED STATES TO YUGOSLAVIA WILL NOT BE
 RE-TRANSFERRED TO THE JURISDICTION OF ANY OTHER NATION OR
 GROUP OF NATIONS WITHOUT THE PRIOR CONSENT OF THE UNITED
 STATES. END QUOTE.
 ZIMMERMANN

UNCLASSIFIED

