



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

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XCOM1040
1100497

JAN 9 1991

Mr. William S. Hudec
Senior License Administrator
International Operations
Westinghouse Electric Corporation
Energy Systems
105 Mall Boulevard
Expo Mart 335 East
Monroeville, PA 15146

Dear Mr. Hudec:

This is in response to your letter dated October 23, 1990 regarding Westinghouse Electric Corporation export license application dated April 27, 1990 (XCOM1040) for the export of 20,000 mechanical plugs to East Germany for use in the Nord 1, 2, 3 and 4 steam generators.

You had requested U.S. Government determination as to whether the mechanical plugs can now be exported under "...NRC general license 110.26(a) inasmuch as East Germany was reunified with West Germany on October 3 and is now considered to be the Federal Republic of Germany."

Your letter was forwarded to the Department of State on November 6 for review. The State Department responded on December 7 and advised that, following unification on October 3, 1990, the German Democratic Republic (GDR) ceased to exist, having been integrated into the Federal Republic of Germany (FRG).

The former GDR upon its integration into the FRG became part of a member state of the European Community and of EURATOM. Therefore, exports to the former GDR are now subject to those agreements, terms and conditions applying to exports to the FRG, including nuclear exports subject to the U.S.-EURATOM Additional Agreement for Cooperation, as amended.

In view of the official advice from the State Department, it is the view of the NRC that exports of nuclear reactor components to the former GDR can now be made under NRC general license in accordance with 10 CFR § 110.26(a) which authorizes the export of any nuclear reactor component listed in Appendix A (5) through (9) for use in any light or heavy water-moderated power or research reactor in any EURATOM member state.

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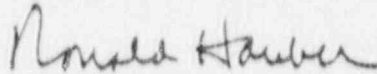
Mr. William S. Hudec

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A copy of the State Department December 7, 1990 letter is enclosed for your files.

Sincerely,



Ronald D. Hauber, Assistant Director
for Exports, Security, and Safety Cooperation
International Programs
Office of Governmental and Public Affairs

Enclosure:
As stated

cc: R. DeLaBarre, DOS
G. Kuzmycz, DOC