



United States Department of State

Washington, D.C. 20520

BUREAU OF POLITICAL-MILITARY AFFAIRS

June 17, 1994

Mr. Carlton R. Stoiber  
Director, International Programs  
United States Nuclear Regulatory Commission  
Rockville, Maryland

DCS / DF02

~~J. Becker, OGC~~

G. Sanslow, OROO

B. Stout, MM

T. Rothschild, OGC

PDR

NMSS

Dear Mr. Stoiber:

I refer to the letter from your office dated May 25, 1993, requesting the views of the Executive Branch 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. XSNM02813** -- Application by Mitsubishi International Corporation for authorization to export to Japan 3,069 kilograms of U-235 in 93,581 kilograms of uranium enriched to a maximum of 4.15 percent in the form of uranium hexafluoride for the initial core of Unit No. 4 of the Genkai Nuclear Power Station.

The proposed export to Japan would take place pursuant to the Agreement for Cooperation Between the United States and Japan as confirmed in a telegram from U.S. Embassy, Tokyo, reporting receipt of a Note Verbale from the Japanese Foreign Ministry. A copy of the telegram is enclosed. Japan has adhered to the provisions of its Agreement for Cooperation with the United States.

The Executive Branch has reviewed the application and concluded that the requirements of the Atomic Energy Act, as amended by the Nuclear Non-Proliferation Act of 1978, 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 Japan was submitted November 2, 1988. 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.

Sincerely,

Fred McGoldrick, Acting  
Director  
Nuclear Energy Affairs

EXPORT CONTROL  
INT'L SAFEGUARDS

94 JUN 20 4:52

RECEIVED  
U.S. DEPT. OF STATE

Enclosure:  
telegram.

220006

9406240207 940617  
PDR XPORT  
XSNM-2813 PDR

1/0

UNCLASSIFIED

ACTION OES-09

INFO	LOG-00	ACDA-17	ACDE-00	AID-01	AMAD-01	CEA-01	CEQ-01
	CIAE-00	CIP-01	COME-00	CTME-00	CFE-00	OASY-00	DINT-01
	DODE-00	DOEE-00	ITCE-00	EAP-01	EB-01	EXME-00	E-00
	FRB-01	H-01	TEDE-00	INR-00	IO-16	ITC-01	L-01
	ADS-00	NRC-01	NRRC-00	NSAE-00	NSCE-00	OIC-02	OMB-01
	OPIC-01	PA-02	PM-00	PRS-01	P-01	SNP-00	SP-00
	SSO-00	SS-00	STR-01	TRSE-00	TST-00	T-00	USIE-00
	EPAE-00	SSD-01	PMB-00	DRL-09	G-01	/075W	
				52F437	170555Z	/38	

P 170547Z JUN 94  
 FM AMEMBASSY TOKYO  
 TO SECSTATE WASHDC PRIORITY 1990

UNCLAS TOKYO 08399

FOR PM/NE - D. WEANT & R. DELABARRE

E.O. 12356: N/A  
 TAGS: TRGY, KNNP, ENRG, KSCA, JA, US  
 SUBJ: NUCLEAR: REQUEST FOR GOJ ASSURANCES FOR  
 COOPERATION: DIPLOMATIC NOTES EXCHANGED FOR CASE NUMBERS  
 264-269, 272-274

REFS: (A) 88 TOKYO 20503; (B) STATE 72407 (C) STATE 77293  
 (D) STATE 115947 (E) STATE 120449 ✓

1. EMBASSY HAS EXCHANGED WITH GOJ ADDITIONAL DIPLOMATIC  
 NOTES, WITH ATTACHMENTS, FOR THE FOLLOWING CASES:

- NO. 264 (XSNM02802) DETAILS IN REFTEL B.
- NO. 265 (XSNM02803) DETAILS IN REFTEL B.
- NO. 266 (XSNM02804) DETAILS IN REFTEL B.
- NO. 267 (XSNM02805) DETAILS IN REFTEL B.
- NO. 268 (XSNM02806) DETAILS IN REFTEL B.
- NO. 269 (XSNM02739) DETAILS IN REFTEL C.
- NO. 272 (XSNM02811) DETAILS IN REFTEL D.
- NO. 273 (XSNM02812) DETAILS IN REFTEL D.
- NO. 274 (XSNM02813) DETAILS IN REFTEL E.

THE U.S. NOTE AND ATTACHMENTS FOR THE ABOVE CASES WERE  
 GIVEN TO MOFA IN FINAL FORM ON MARCH 22, MARCH 25, AND  
 MAY 9, 1994. THE CORRESPONDING GOJ NOTES, NOS. 86/ASSN  
 AND 87/ASSN, COVERING THE U.S. NOTE 147, DATED MARCH 22,  
 U.S. NOTE 162, DATED MARCH 25, AND U.S. NOTE 235, DATED  
 MAY 9, 1994, HAVE NOW BEEN RECEIVED IN THE EMBASSY'S EST  
 SECTION.

2. THE TEXT OF THE GOJ NOTES ARE EXACTLY THE SAME AS THE  
 STANDARD TEXT USED PREVIOUSLY, REFTEL A, EXCEPT FOR THE  
 FOLLOWING SPECIFICATION OF NUMBER AND DATE:

- U.S. DIP NOTE NO. 147, DATED MARCH 22, 1994
- U.S. DIP NOTE NO. 162, DATED MARCH 25, 1994
- U.S. DIP NOTE NO. 235, DATED MAY 9, 1994

3. CERTIFIED COPIES OF THE U.S. NOTE AND ATTACHMENTS,  
 AND THE ORIGINAL OF THE GOJ NOTE ARE BEING POUCHED TO THE  
 DEPT (PM/NE - D. WEANT/R. DELABARRE) UNDER REGISTRY  
 NUMBER 4776657.  
 DEMING