

Congress of the United States
House of Representatives
Committee on Energy and Commerce
Room 2125, Rayburn House Office Building
Washington, D.C. 20515

March 1, 1985

The Honorable Nunzio Palladino
Chairman
Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Chairman Palladino:

On January 25, 1985 I wrote to you concerning information that had come to my attention that a number of U.S. citizens formerly employed as nuclear reactor operators by the Tennessee Valley Authority and by some private utilities were now or had previously been employed in similar capacities in South Africa by the Electricity Supply Commission of South Africa (ESCOM). I also stated that it was my understanding that these individuals did not have the specific authorization of the Secretary of Energy required to engage legally in these activities and that they were potentially in violation of Section 57(b) of the Atomic Energy Act of 1954 as amended.

Since then I have become Chairman of the House Subcommittee on Energy Conservation and Power, whose jurisdiction includes oversight over all laws, programs, and government activities affecting nuclear energy. It is in this capacity that I will continue my inquiry into this matter using the full authority of the Subcommittee's jurisdiction.

Accordingly, I repeat my request that you provide me with complete information about your knowledge or that of any other officials of the Nuclear Regulatory Commission relating to activities by U.S. citizens in South Africa who are subject to Section 57(b). Your response should specify when both you or any other official of the Commission first became aware of the situation, how you were made aware of the situation and what actions were taken in response and when.

In addition, please provide copies, classified or otherwise, of all the following: 1) all cables, communications, and documents or any other exchanges between the NRC and the U.S. Embassy in South Africa or between the United States government and the government of South Africa or ESCOM regarding U.S. citizens providing technical assistance to ESCOM or to any other

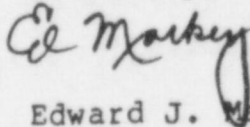
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part of the nuclear power program in South Africa; 2) all letters, documents or other communications between the Nuclear Regulatory Commission and U.S. citizens regarding activities in South Africa; and 3) all documents, records, notes, letters, correspondence, memoranda, telephone records and logs, briefing and position papers, or any other document regarding communications within or between the Nuclear Regulatory Commission, the Department of State, the Justice Department, the Tennessee Valley Authority, the Department of Energy, the White House, or any other agency on this issue. In the case of any relevant, classified documents in your possession which were originated by another agency, please provide a full identification of those documents to permit them to be requested from the originator.

I note that more than a month has now passed since my initial request, yet I have not received a response to my letter of January 25, 1985. I have received no satisfactory explanation for your delay. I request that this letter be answered by March 8, 1985 and that you will forward voluntarily all the documents I have requested.

If there are any questions regarding this request they should be directed to Dr. Gerald Brubaker of the Subcommittee staff (226-2424).

Sincerely,



Edward J. Markey
Chairman

EJM:mb