



United States Department of State

Washington, D.C. 20520

August 28, 2000

Ms. Janice Dunn Lee
Acting Director, International Programs
United States Nuclear Regulatory Commission
Rockville, Maryland

Dear Ms. Lee:

I refer to the letter from your office dated May 30, 2000 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:

NRC No. XSNM03149—Transport Logistics International, Inc. has applied for authorization to export to Japan 57.67 kilograms of U-235 contained in 7,300 kilograms of uranium enriched to a maximum of 0.79 percent in the form of uranium dioxide for reload of the 165 Mwe Fugen Advanced Thermal Reactor uranium/plutonium fueled reactor owned and operated by the Japan Nuclear Cycle Development Institute.

It is the view of the Executive Branch that the proposed export will not be inimical to the common defense and security of the United States, and is consistent with the provisions of the Atomic Energy Act of 1954, as amended.

The proposed export to Japan would take place pursuant to the 1988 Agreement for Cooperation Between the United States and Japan, as confirmed in Japan Ministry of Foreign Affairs Note No.179 dated August 24, 2000, a copy of which is enclosed.

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

Sincerely,

Alex R. Burkart, Acting
Director
Nuclear Energy Affairs

Enclosure: as stated.

2000 AUG 28 AM 11:30

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Attachment 2

MINISTRY OF FOREIGN AFFAIRS
TOKYO, JAPAN

Translation

No. 179/ASSN

NOTE VERBALE

The Ministry of Foreign Affairs presents its compliments to the Embassy of the United States of America and has the honour to acknowledge the receipt of the Embassy's Note No. 365 dated June 14, 2000 concerning the notification of the intended transfer of items under the Agreement for Cooperation between the Government of Japan and the Government of the United States of America Concerning Peaceful Uses of Nuclear Energy (hereinafter referred to as "the Agreement"), pursuant to paragraph 3 of Article 2, thereof.

The Ministry has further the honour to confirm that the item identified in the attachment to the said Note will be held subject to the Agreement upon its entry into the territorial jurisdiction of Japan and that the proposed recipients are authorized persons in Japan.

Tokyo, August 24, 2000.



軍科原第179号

平成12年8月24日

口 上 書

外務省は、在本邦アメリカ合衆国大使館に敬意を表するとともに、原子力の平和的利用に関する協力のための日本国政府とアメリカ合衆国政府との間の協定(以下「協定」という)の下で行われる品目の予定される移転の同協定第二条3に基づき通告に関する2000年6月14日付同大使館口上書第365号を受領した旨確認する光栄を有する。

外務省は、さらに、上記口上書の付属に掲げられた品目が日本の領域的管轄に入るときから、この協定の適用を受けることとなること及び予定される受領者が日本において認められた者であることを確認する光栄を有する。