

NOTATION VOTE

RESPONSE SHEET

RELEASED TO THE PDR

12/30/92

date

initials

TO: SAMUEL J. CHILK, SECRETARY OF THE COMMISSION

FROM: COMMISSIONER CURTISS

SUBJECT: SECY-92-399 - DOE SUBSEQUENT ARRANGEMENT
REQUEST TO RETRANSFER PLUTONIUM FROM FRANCE
TO BELGIUM FOR FABRICATION INTO MOX FUEL FOR
EURATOM POWER REACTORS

APPROVED X DISAPPROVED _____ ABSTAIN _____

NOT PARTICIPATING _____ REQUEST DISCUSSION _____

COMMENTS: Approved, with comment on
letter to DOE (attached).

310020

9301040179 921208
PDR COMMS NRCC
CORRESPONDENCE PDR

John R. Utin
SIGNATURE

RELEASE VOTE /X/

12-8-92

DATE

WITHHOLD VOTE / /

ENTERED ON "AS" YES X NO _____

2F02
0/1

D R A F T

Mr. Salvador N. Ceja
Acting Director
Office of Nuclear Nonproliferation
Policy
U.S. Department of Energy
Washington, DC 20585

Ref: Your 10/8/92 Memo to WClements, et al.; Request for
Subsequent Arrangements Under the NNPA of 1978

Dear Mr. Ceja:

The Nuclear Regulatory Commission has reviewed the subsequent arrangement request from Switzerland for the transfer of 215 kilograms of plutonium, derived from U.S.-origin material, from France to Belgonucleaire, Belgium for fabrication of mixed uranium-plutonium oxide (MOX) fuel assemblies for use as power reactor fuel within the European Community. We understand the plutonium is intended to replace an equivalent amount of fissile plutonium, not of U.S. origin, that previously was loaned by Belgonucleaire to Swiss reactor operator Nordostschweizerische Kraftwerk AG (NOK).

The Commission understands that the Department of Defense has completed a preliminary review under Section 133 of the Atomic Energy Act and has no objection to the approval of the subsequent arrangement, but has not yet communicated formal comments to this effect. We also understand that this subsequent arrangement will not be approved until the Secretary of Defense or his designee has made this communication. Based on this understanding, the Commission does not object to the proposed subsequent arrangement. We would like to be notified, however, if the Department of Defense identifies problem with the subject request.

→ and contingent upon the Department of Defense not objecting

Sincerely,

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

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Attachment 2