



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

APR 18 1997

Mr. Robin DeLaBarre
Office of Nuclear Energy Affairs
Bureau of Political Military Affairs
U.S. Department of State
Washington, DC 20520

Dear Mr. DeLaBarre:

Enclosed for your information is a letter dated April 3, 1997 from Gerard Kluyskens Company, Inc. which requests an amendment to export license XSOU8710 to allow export of the licensed material to China. A copy of the original license, which was issued on May 29, 1992, is also attached for your information.

The uranium and thorium authorized for export under this license is contained in rare earth polishing materials, primarily cerium oxides, used as glass polishing applications. Since this is a non-nuclear end use, Executive Branch views are not required. We will, therefore, issue the license after the request has been on file in the NRC's Public Document Room for 15 days.

I will forward a copy of the license to you after it is issued on April 25, 1997.

Sincerely,

Ronald D. Hauber, Director
Division of Nonproliferation,
Exports and Multilateral Relations
Office of International Programs

Enclosures:

1. Ltr dtd 04/03/97
(XSOU8710/01-China)
2. Export License XSOU8710
dtd 05/29/92

cc w/enclosure:

C. Kincaid, DOE
C. Riendeau, DOE
M. Johnson, DOD
J. Chuchla, DOC
M. Rosenthal, ACDA

DFO3

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PDR EXPORT
XSOU-8710 PDR





Gerard Kluyskens Company, Inc.

295 FIFTH AVENUE, NEW YORK, NEW YORK 10016 TEL (212) 685-5710
FAX (212) 685-5719
FAX (212) 685-0180

April 3, 1997

*XS048710
amendment No 01*

United States Nuclear Regulatory Commission
Washington, D.C. 20555

Attention: Ms. Betty L. Wright, Export/Import Licensing Officer
Office of International Programs

Subject: **AMENDMENT NRC LICENSE XSOU-8710**

Dear Ms. Wright:

In accordance with our recent telephonic discussions, please consider this:

Our official request for amendment to the above
license so as to permit us to ship the products
covered by the license to the People's Republic
of China.

We, once again, confirm that the products which we export under this license are
aimed at non-nuclear applications - - specifically, they are aimed at various polishing
operations, particularly on glass.

Amendment fee of \$1,200.00 is enclosed.

Look forward to your early confirmation that the amendment has been granted.

Sincerely yours,

GERARD KLUYSKENS COMPANY, INC.

[Signature]
John H. Piciocchi
President

JP/jg

1997 APR -8 PM 1:43

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EXPORT LICENSE

NRC FORM 250
(9-87)

NRC LICENSE NO.

THIS LICENSE EXPIRES 31 December 2002

United States of America

Nuclear Regulatory Commission

XSOU8710

Pursuant to the Atomic Energy Act of 1954, as amended, and the Energy Reorganization Act of 1974 and the regulations of the Nuclear Regulatory Commission issued pursuant thereto, and in reliance on statements and representations heretofore made by the licensee, a license is hereby issued

to the licensee authorizing the export of the materials and/or production or utilization facilities listed below, subject to the terms and conditions herein.

LICENSEE

NAME Gerard Kluyskens Company, Inc.

ADDRESS 295 Fifth Avenue
New York, NY 10016

Attn: John H. Picicocchi

ULTIMATE CONSIGNEE IN FOREIGN COUNTRY

NAME To ALL destinations EXCEPT Cuba, Cambodia
China, Iraq, Libya, North Korea and
ADDRESS Vietnam(For use as glass polishing applications
non-nuclear end use)

INTERMEDIATE CONSIGNEE IN FOREIGN COUNTRY

NAME Gerard Kluyskens Europe GmbH

ADDRESS Ottensener Str. 2-4, 2000 Hamburg 54
Federal Republic of Germany(Licensee's European distributor for resale
and redistribution)

OTHER PARTIES TO EXPORT

NONE

APPLICANT'S REF. NO. JHP/HQ/WORLD

COUNTRY OF ULTIMATE DESTINATION All countries

QUANTITY

25,000.0

Kilograms

DISTRIBUTION:

Licensee IP r/f
License File
Lic. Iss. Fold.
DCS/DF02 NMSS
JBecker, OGC
NMartin, DOE
THart, DOE
BSTout, MM
RDeLaBarre, DOS
GSanslow, OR
DBhargava, DOC
Desk Officers
EMBASSIES

DESCRIPTION OF MATERIALS OR FACILITIES

EXCEPT those listed above.
Uranium and thorium, above 0.05% to a maximum of 0.25%, contained in rare earth polishing materials, primarily cerium oxides.

The following conditions apply:

1. The total amount of contained uranium and thorium combined to be exported shall not exceed 750 kilograms per country per year except to the intermediate consignee in Hamburg, Germany for resale and redistribution. The total quantity of uranium and thorium to each country through direct exports from the U.S. or through the intermediate consignee in Germany shall not exceed the 750 kilograms per year limit;
2. The material can not be exported directly or indirectly to Cuba, Cambodia, China, Iraq, Libya, North Korea and Vietnam; and,
3. Prior U.S. Government approval is required for the use or retransfer of any separated uranium or thorium.

Condition 6 on page two of this license also applies.

////////////////////////////////////END////////////////////////////////////

Neither this license nor any right under this license shall be assigned or otherwise transferred in violation of the provisions of the Atomic Energy Act of 1954, as amended and the Energy Reorganization Act of 1974.

This license is subject to the right of recapture or control by Section 108 of the Atomic Energy Act of 1954, as amended and to all of the other provisions of said Acts, now or hereafter in effect and to all valid rules and regulations of the Nuclear Regulatory Commission.

THIS LICENSE IS INVALID UNLESS SIGNED BELOW
BY AUTHORIZED NRC REPRESENTATIVE

Original signed by

Ronald D. Hauber

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

MAY 29 1992

DATE OF ISSUANCE

0206020249 2pp.

EXPORT LICENSE

U.S. NUCLEAR REGULATORY COMMISSION
EXPORT LICENSE

Conditions

License Number XS0U8710

Condition 1 — Licensee shall file with the Customs Officer or the Postmaster two copies, in addition to those otherwise required, of the Shipper's Export Declaration covering each export and mark one of such copies for transmittal to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. The following declaration should accompany or be placed on the Shipper's Export Declarations for such exports:

"This shipment is being made pursuant to specific license number (**specific license number**) filed at (**location of Customs office where license is filed**), on (**date license was filed**). This license expires on (**expiration date of license**), and the unshipped balance remaining on this license is sufficient to cover the shipment described on this declaration."

Condition 2 — Exports authorized in any country or destination, except Country Groups Q, S, W, X, Y, and Z in Part 370, Supplement No. 1, of the Comprehensive Export Schedule of the U.S. Department of Commerce.

Condition 3 — This license covers only the nuclear content of the material.

Condition 4 — The material to be exported under this license shall be shipped in accordance with the physical protection requirements for special nuclear material in 10 CFR 73.

Condition 5 — Special nuclear material authorized for export under this license shall not be transported outside the United States in passenger carrying aircraft in shipments exceeding (1) 20 grams or 20 curies, whichever is less, of plutonium or uranium 233, or (2) 350 grams of uranium 235.

Condition 6 — This license authorizes export only and does not authorize the receipt, physical possession, or use of the nuclear material.

Condition 7 — The licensee shall complete and submit an NRC Form 741 for each shipment of source material exported under this license.

Condition 8 — The licensee shall advise the NRC in the event there is any change in the designation of the company who will package the nuclear material to be exported under this license, or any change in the location of the packaging operation, at least three weeks prior to the scheduled date of export.