



United States Department of State

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Washington, D.C. 20520

1997 JUN 18 PM 12:39

June 13, 1997

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

FOR
DCS/DF02
DMSS
DOE/OR
MAC/MMSS

Dear Mr. Stoiber:

I refer to the letter from your office dated May 1, 1997, 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. XSNM02981 -- Edlow International Company on behalf of Framatome Cogema Fuels has applied for authorization to export to Sweden eight irradiated fuel rods containing 13,115.96 grams of uranium enriched to a maximum of 3.755 percent in U-235 and 142.21 grams of produced plutonium. The fuel rods, from a test assembly that has undergone three cycles of irradiation at the Duke Power McGuire-1 Nuclear Power Station, are being sent to the Studsvik Nuclear Research Center for post-irradiation examination.

It is the judgment 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 by the Nuclear Non-Proliferation Act of 1978.

The proposed export to Sweden of irradiated power reactor fuel rods would take place pursuant to the Agreement for Cooperation in the Peaceful Uses of Nuclear Energy Between the United States of America and the European atomic Energy Community, as confirmed in a letter from Euratom, a copy of which is enclosed. Euratom and its member states have adhered to the provisions of the Agreement for Cooperation with the United States.

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

Sincerely,

Richard J.K. Stratford
Director
Office of Nuclear Energy Affairs

230010

Enclosure: Euratom assurance letter.

9706230136 970613
PDR XPORT
XSNM-2981 PDR



DA-11 EXPORT
Import



EUROPEAN COMMISSION
DIRECTORATE GENERAL XVII
ENERGY
EURATOM SAFEGUARDS
Accounting and Auditing

09.06.97 XVII-E 05053

EUR-RESTRICTED

XVII-E-3 JB/jb

Annex I-b

AGREEMENT FOR CO-OPERATION
IN THE PEACEFUL USES OF NUCLEAR ENERGY
BETWEEN EURATOM AND THE UNITED STATES OF AMERICA

To:	US Department of Energy NN-43, Room GA045 Washington, DC 20585-0440 Attention: Mr Rich Goorevich	Fax n°: DOE: (1) 202 5861348
From:	Mr E. BEVERE, Head of Division Euratom, Luxembourg, XVII E-3 Tel. (352) 4301-34798 (J. BINCK)	Fax n°: +352 4301 33545

ACKNOWLEDGMENT OF RECEIPT OF PRIOR NOTIFICATION

Ref. : US DOE / NRC License XSNM02981

In response to DOE prior notification related to NRC license No. XSNM-02981 the Commission confirms that *Studsvik Nuclear AB, Nyköping, Sweden*, is legal person duly authorized to receive nuclear material transferred pursuant to the Agreement.

The Commission confirms that the nuclear material related to this license will become subject to the Agreement upon receipt and further confirms that the exact quantity of nuclear material to be included in the inventory of nuclear material subject to the Agreement will be that established through exchange of information contained in Annex II and Annex III of the Administrative Arrangement relating to the above referred transfer.


E. BEVERE

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