GENERAL ELECTRIC

NUCLEAR ENERGY

PROJECTS DIVISION

GENERAL ELECTRIC COMPANY, 175 CURTNER AVE., SAN JOSE, CALIFORNIA 95125

ACC

XCOM0004

110070084

BDW-78137

October 20, 1978

Mr. Dixon B. Hoyle, Director
Office of Program Implementation
U. S. Department of State
Washington, D. C. 20520

SUBJECT: Request Expedited Processing - XCOM 004
Country: Italy Reactor: Garigliano

Dear Mr. Hoyle:

By means of our enclosed letter to our customer, ENEL, we are attempting to obtain ad hoc assurance of no retransfer from the Government of Italy - hopefully, to unlock XCOM 004 so we may rush some urgently needed stainless steel and other piping and fittings to repair the Garigliano reactor.

Garigliano is shut down for lack of exported materials to repair a portion of the primary coolant system.

We are hopeful the assurance letter will be prepared and forwarded to you within a few days. I am confident that once you receive it, you will move it through proper channels on an expedited basis so that NRC can issue XCOM 004 quickly.

Thanks in advance for your assistance on this most urgent matter.

Very truly yours,

Original Signed By B. D. Wilson

B. D. Wilson, Manager
Government Relations and Export Licensing
MC 838 408-925-1380

RECEIVED
U.S. NRC

1978 OCT 23 AM 11 06

EXPORT/IMPORT
AND
INTERNAT'L SFGRDS

BDW/jj
Attachment

cc: James R. Shea
Vance H. Hudgins

781107 0049

GENERAL ELECTRIC

NUCLEAR ENERGY

PROJECTS DIVISION

GENERAL ELECTRIC COMPANY, 175 CURTNER AVE., SAN JOSE, CALIFORNIA 95125

M/C 843

G-AB-8-015

cc: R. L. Turner
B. D. Wilson
W. J. Zarella

October 18, 1978

Ente Nazionale de l'Energia Elettrica
Viale Regina Margherita, 137
Rome, Italy

Attention: Ing. Bertini

SUBJECT: EXPORT LICENSE FOR PIPE

Gentlemen:

As you know, GE has applied to USNRC for an export license for certain pipe and fittings to be used to repair the primary system at Garigliano. The application was filed on October 3, 1978.

In accordance with the U.S. Nuclear Nonproliferation Act of 1978, however, the license cannot be issued until the U.S. Department of State receives a special assurance from the Government of Italy that the exported items will not be re-transferred without prior U.S. approval. As you are probably aware, this new policy of nuclear equipment supplier nations is intended to strengthen safeguards against nuclear weapons proliferation although it appears somewhat superfluous in this case. The Government of Italy was requested to provide such an assurance by copy of a letter from Mr. Dixon Hoyle, Director - Office of Program Implementation, U.S. Department of State, Washington, D.C., 20520 to Mr. Antonio Badini (Embassy of Italy, Washington, D.C.) dated September 19, 1978.

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U.S. NRC

Since that matter involves assurance on a generic basis however, and may require concurrence by other Euratom States, we should not expect an early response.

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EXPORT/IMPORT
AND
INTERNAT'L SFGRDS

Nevertheless, we have discussed the urgency of the Garigliano repair program and our need for prompt export licensing action with our government. We believe the following course to be an effective temporary expedient for this export case:

1. ENEL to discuss with CNEN the U.S. need for assurance that the pipe, fittings and other items to be exported would not be retransferred without prior approval of the United States.

2. CNEN to send a letter of such assurance to Mr. Dixon B. Hoyle - proposed text follows:

   "We certify that the material mentioned in the application for Export License Number XCOM 004 filed by the General Electric Company will not be retransferred without prior approval of the United States and request the export license be issued on an expedited basis in order to permit the Garigliano reactor to be returned to service as promptly as possible."

If you have any further questions, please let me know.

Very truly yours,

D L Layton

D. L. Layton, Manager
BWR International Product Service

DLL/lms