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~~1.4(B), 1.4(D)~~

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UNITED STATES DEPARTMENT OF STATE
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DATE/CASE ID: 02 DEC 2009 200603691

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SUBJECT: THE TAIWAN RESEARCH REACTOR

1. THE FOLLOWING IS THE TEXT OF THE AIDE MEMOIRE TO BE
DELIVERED IN CONJUNCTION WITH THE DEMARCHE CONCERNING THE
TRR (SEPTEL):

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BEGIN TEXT

IN ACCORDANCE WITH

AN EXCHANGE OF NOTES BETWEEN

~~1.4(B), 1.4(D)~~ 1.4(B), 1.4(D)

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UNITED STATES DEPARTMENT OF STATE
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THE GOVERNMENT OF THE REPUBLIC OF CHINA AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA DONE IN TAIPEI IN MARCH/APRIL/MAY 1977, THE OPERATION OF THE TAIWAN RESEARCH REACTOR (TRR) HAS BEEN SUSPENDED PENDING MUTUAL AGREEMENT CONCERNING THE DISPOSITION OF SPENT FUEL, ADEQUATE SAFEGUARDS MEASURES, AND AN ACCEPTABLE RESEARCH PROGRAM. THE GOVERNMENT OF THE UNITED STATES OF AMERICA IS PREPARED TO AGREE TO THE RESUMED OPERATION OF THE REACTOR PROVIDED THE GOVERNMENT OF THE REPUBLIC OF CHINA SHARES THE FOLLOWING UNDERSTANDINGS CONCERNING THE OPERATION OF THE REACTOR

1.4(B), 1.4(D)

1.4(B), 1.4(D)

1.4(B), 1.4(D)

A. DISPOSITION OF SPENT FUEL

THE U.S. CONSIDERS THAT THE FOLLOWING SPENT FUEL MANAGEMENT SCHEME

WITH RESPECT TO THE DISPOSITION OF SPENT FUEL FROM THE TRR:

1.4(B), 1.4(D)

1. THE ROC WOULD PREPARE FOR SHIPMENT, AND SHIP TO A SITE SELECTED BY THE UNITED STATES ALL SPENT FUEL FROM THE TRR, FOLLOWING AN APPROPRIATE PERIOD OF COOLING. THE COST OF PREPARATION AND TRANSPORTATION WOULD BE BORNE BY THE ROC; ALL SUBSEQUENT ARRANGEMENTS FOR STORAGE OR ULTIMATE DISPOSITION WOULD BE THE RESPONSIBILITY OF THE U.S.

2. UNTIL THE TWO COUNTRIES HAVE IMPLEMENTED THE ABOVE MEASURES, THE FOLLOWING MEASURES CONCERNING THE STORAGE OF SPENT FUEL AT THE INSTITUTE OF NUCLEAR ENERGY RESEARCH WOULD CONSTITUTE AN INTERIM ARRANGEMENT FOR THE DISPOSITION OF SPENT FUEL :

1.4(B), 1.4(D)

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A. THE IAEA WILL MEASURE THE SPENT FUEL STORED IN THE COOLING POND, WITNESS THE TRANSFER OF THE SPENT FUEL FROM THE COOLING POND TO DRY STORAGE, AND SEAL EACH DRY STORAGE LOCATION.

B. SUCH TRANSFERS WILL BE SCHEDULED AT TIMES CONVENIENT TO THE IAEA, BUT AT INTERVALS FREQUENT ENOUGH TO HOLD THE COOLING POND INVENTORY TO NOT MORE THAN ONE QUARTER OF THE CORE (APPROXIMATELY 50 IRRADIATED FUEL ELEMENTS).

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THE ROC WILL MAKE APPROPRIATE ARRANGEMENTS WITH THE
IAEA TO IMPLEMENT THESE MEASURES

1.4(B), 1.4(D)

3. IN THE EVENT THAT THE TRR IS CONVERTED TO OPERATE ON
LOW ENRICHED URANIUM FUEL (LEU) IN ORDER TO REDUCE THE
PROLIFERATION CONCERNS ASSOCIATED WITH THE OPERATION OF
THIS KIND OF REACTOR, OUR GOVERNMENTS WOULD CONSULT RE-
GARDING EQUITABLE ARRANGEMENTS FOR RETURN OF SUCH FUEL
AFTER IRRADIATION TO THE U.S. FOR RECOVERY OF RESIDUAL
VALUE IN ACCORDANCE WITH THEN CURRENT U.S. POLICY
REGARDING THE RETURN OF RESEARCH REACTOR SPENT FUEL.

B. SAFEGUARDS AT THE TRR

1.4(B), 1.4(D)

1.4(B), 1.4(D)

THE U.S. AND THE ROC WILL UNDERTAKE AN ACTIVE PROGRAM OF

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IMPROVED SURVEILLANCE SYSTEMS AND INSTRUMENTATION WITH THE GOAL OF IMPROVING FURTHER THE EFFECTIVENESS OF [REDACTED] SAFEGUARDS MEASURES. AS SUCH IMPROVEMENTS IN INSTRUMENTATION AND SURVEILLANCE BECOME AVAILABLE, OR SHOULD THE TRR BE CONVERTED TO OPERATE ON A FUEL CYCLE HAVING LOWER PROLIFERATION RISKS, THE GOVERNMENTS WOULD CONSULT ON [REDACTED]

1.4(B), 1.4(D)

1.4(B), 1.4(D)

[REDACTED] MORE FLEXIBLE OPERATION OF THE TRR.

IN ADDITION, AS MENTIONED IN THE US/ROC EXCHANGE OF NOTES OF MARCH/APRIL/MAY 1977, THE U.S. WILL CONTINUE TO BE AFFORDED UNLIMITED ACCESS TO ALL ROC NUCLEAR FACILITIES ON A CONTINUING BASIS.

1.4(B), 1.4(D)

C. RESEARCH PROGRAM

[REDACTED] THE U.S. HAS REVIEWED THE RESEARCH PROGRAM PRESENTED TO THE U.S. BY INER DIRECTOR CHIEN IN JUNE 1977. WITH THE EXCEPTION OF TWO TYPES OF ACTIVITY WHICH WILL REQUIRE FURTHER DISCUSSION BETWEEN OUR GOVERNMENTS, THE U.S. HAS NO OBJECTION TO THIS RESEARCH PROGRAM. THE TWO ACTIVITIES REQUIRING FURTHER DISCUSSION ARE:

1.4(B), 1.4(D)

1.4(B), 1.4(D)

1. PROJECTS INVOLVING THE CHEMICAL ANALYSIS OF IRRADIATED FUEL SAMPLES: NO CHEMICAL ANALYSES [REDACTED] PERFORMED [REDACTED] THE U.S. AND ROC HAVE AGREED TO DEFINITIONS WHICH

1.4(B), 1.4(D)

1.4(B), 1.4(D)

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CLEARLY DISTINGUISH SUCH CHEMICAL ANALYSIS FROM REPROCESS-
ING.

2. HEAVY WATER REACTOR DESIGN: THE ROC [REDACTED] CONTINUE
ANALYTICAL STUDIES AND CONCEPTUAL DESIGN WORK ON A HEAVY
WATER REACTOR, BUT WILL NOT GO BEYOND SUCH STUDIES UNTIL
THE U.S. AND ROC HAVE AGREED ON A CONCEPTUAL FRAMEWORK FOR
A HEAVY WATER REACTOR DESIGN WHICH MINIMIZES PROLIFERATION
CONCERNS AND MAXIMIZES THE EFFECTIVENESS OF SAFEGUARDS
WITH REGARD TO THIS TYPE OF REACTOR.

1.4(B), 1.4(D)

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IN ADDITION, IT IS OUR UNDERSTANDING THAT IN ACCORDANCE
WITH THE LETTER OF JUNE 1977 FROM MR. HELFRICH TO DR. CHENG
CONCERNING THE DRAFT INER RESEARCH PROGRAM, THE SEPARATION
OF AMERICIUM FROM PLUTONIUM HAS BEEN TERMINATED.

AS PART OF ITS RESEARCH PROGRAM, THE INSTITUTE OF NUCLEAR
ENERGY RESEARCH WILL UNDERTAKE RESEARCH CONTRIBUTING TO
ONGOING INTERNATIONAL EFFORTS TO DEVELOP A LOW ENRICHED
URANIUM (LEU) FUEL OF APPROXIMATELY 20 PERCENT ENRICHMENT
SUITABLE FOR USE IN REACTORS SUCH AS THE TRR. IF THESE
EFFORTS DEMONSTRATE THAT SUCH A LEU FUEL CYCLE IS
REASONABLY PRACTICABLE, THE TRR WOULD BE CONVERTED TO
OPERATE ON LEU FUEL AS SOON AS POSSIBLE. SUCH CONVERSION
MAY REQUIRE SOME MODIFICATION OF THE REACTOR. IF, HOWEVER,
THE RESEARCH DEMONSTRATES [REDACTED] THAT
SUCH CONVERSION IS NOT REASONABLY PRACTICABLE, IT WOULD
NOT BE [REDACTED]

1.4(B), 1.4(D)
1.4(B), 1.4(D)

THE U.S. GOVERNMENT IS NOW UNDERTAKING A DETAILED STUDY OF
THIS CONCEPT WHICH WE ANTICIPATE WILL BE COMPLETED NO LATER
THAN MARCH. WHEN THE STUDY IS COMPLETED, THE U.S. PRO-
POSES AN EARLY MEETING BETWEEN OUR EXPERTS TO REVIEW THE
CONCEPT AND TO PLAN THE PRACTICAL STEPS REQUIRED TO
CONVERT THE TRR FOR OPERATION ON LEU FUEL. SUBJECT TO
THE ISSUANCE OF EXPORT LICENSES, THE USG IS PREPARED TO
SUPPLY THE REQUIRED QUANTITIES OF LEU PURSUANT TO THE THEN
EXISTING URANIUM SUPPLY POLICIES AND TO THE US/ROC
AGREEMENT FOR COOPERATION.

IN THE INTERIM PENDING SUCH CONVERSION, [REDACTED]
[REDACTED] PROMPT RESUMPTION OF TRR

1.4(B), 1.4(D)

OPERATION IN ITS PRESENT CONFIGURATION USING NATURAL

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URANIUM FUEL FOR A PERIOD OF UP TO TWO YEARS. SUCH OPERATION OF THE REACTOR [REDACTED] CONSISTENT WITH THE ROC'S NEEDS FOR RADIOISOTOPE PRODUCTION AND THE PURPOSES OF THE [REDACTED] RESEARCH PROGRAM. IF CONVERSION IS NOT REASONABLY PRACTICABLE OR IF CIRCUMSTANCES BEYOND THE CONTROL OF THE ROC DELAY CONVERSION BEYOND TWO YEARS, THE REACTOR [REDACTED] CONTINUE TO OPERATE FOR A FURTHER INTERIM PERIOD TO BE MUTUALLY AGREED UPON.

1.4(B), 1.4(D)

1.4(B), 1.4(D)

1.4(B), 1.4(D)

1.4(B), 1.4(D)

FINALLY, THE [REDACTED] RESUMED OPERATION OF THE TRR IS BASED ON THE PREMISE THAT THE ROC WILL ADHERE TO ITS NON-PROLIFERATION POLICIES AND TO THE VARIOUS NUCLEAR AGREEMENTS AND UNDERTAKINGS TO WHICH IT IS A PARTY.

1.4(B), 1.4(D)

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