## May 23, 1974

## National Security Study Memorandum (NSSM) 202 on Nuclear Proliferation

## Citation:

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## **Summary:**

Following India's nuclear weapon test, the US must reassess its nuclear non-proliferation policy and how best to deal with India in the future. The author of the memo determines that nuclear non-proliferation is still necessary and can be "effectively pursued." The memo is followed by a series of documents outlining courses of action to help deter further proliferation.

## **Credits:**

This document was made possible with support from Carnegie Corporation of New York (CCNY)

## **Original Language:**

English

### **Contents:**

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#### MEMORANDUM FOR THE PRESIDENT

Subject: National Security Study Memorandum 202: U.S. Non-Proliferation Policy

In response to NSSM 202, this study reviews the present U.S. policy concerning non-proliferation and the Non-Proliferation Treaty (NPT) in particular, in light of the recent Indian nuclear test. A recently updated NSSM 156 study is a companion paper that focuses on the specific options and courses open to us in our dealings with India.

The non-proliferation of nuclear weapons has been a consistent and important element of U.S. policy for the entire nuclear era. Simply put, our strong, repeated, resolve in support of this objective has been predicated on our belief that the instability of the world, and the danger of nuclear war, as well as the problems of arms control would significantly increase with an unrestrained spread of nuclear weapons.

Technical developments and political trends will increase both the difficulty and the importance of deterring further nuclear proliferation during the coming decade. Muclear power generation is coming into wider use throughout the world and U.S. dominance as a commercial supplier is diminishing. At the same time, we are entering a period when political barriers to non-proliferation appears to be weakening, given movements toward a multipolar world and the decreasing credibility that

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many nations have concerning security guarantees. Finally, as a result of the Indian nuclear test, other non-nuclear weapons states will tend to rethink their decisions regarding independent nuclear weapons or nuclear explosives programs.

Nonetheless, upon closer examination, a strong case can be made that policies aimed at deterring further proliferation can still be effectively pursued. Four key factors support this judgment:

- Not all important non-nuclear weapons states have the necessary capabilities to produce nuclear explosives, and many nations with an incentive to undertake such programs may not be able to acquire in the near-term the necessary capacity to do so.
- Nuclear materials and equipment essential to the production of nuclear weapons are still available only from a limited number of suppliers who generally oppose proliferation.
- Political and security disincentives for nuclear weapons decisions continue to exist in many important non-nuclear states, and many nations with advanced capabilities may not choose to exercise the nuclear option for political, security, and legal reasons.
- 4. U.S. national security interests can be well served even with an imperfect and incomplete non-proliferation strategy which can defer the disadvantages associated with an expanded number of nuclear powers while seeking to create conditions

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which ultimately check further spread.

The NSSM 202 study describes a number of technical and diplomatic measures that can be usefully applied to help dissuade others from entoring the nuclear weapons field. The study identifies high priority policy actions, important studies needed to underpin specific policies, and longer-term U.S. non-proliferation approaches. Based upon the MSSM 202 analysis, the Under Secretaries Committee recommends that you approve an action program consisting of the following elements:

<u>First</u>, that the U.S. adopt an intensified national policy designed to inhibit the further spread of independent nuclear weapons capabilities, with emphasis on obtaining wider adherence to the NPT but recognizing the necessity of pursuing a non-proliferation strategy outside the treaty's framework. In this connection, the U.S. on a priority basis should take immediate staps to

- -- reaffirm at high levels support for the NPT; urge prompt ratification by nations whose adherence is crucial to the efficacy of the treaty; and consult with the Soviet Union in order to ensure the consistency of our respective non-proliferation strategies.
- -- Aggressively implement NSDM 255 in an attempt to complement our efforts to increase the universality of IAEA safeguards applications
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by securing multilateral guidelines on nuclear export controls; approach the new French Government at high levels to seek cooperation in this endeavor; develop a more stringent approach to agreements on the provision of nuclear materials and technology to countries in troubled areas; and consider as a prominent factor in impending decisions on U.S. uranium enrichment supply policy the importance to non-proliferation of the continued availability of U.S. uranium enrichment services on attractive terms.

-- Consult with Canada on the question of further nuclear cooperation with India; persuade other nuclear suppliers to obtain from India assurances with respect to non-use of nuclear export for peaceful nuclear explosives; and develop a position for use by the Secretary of State for discussions with India and Pakistan during the planned late summer visit.

<u>Second</u>, that the Under Secretaries Committee immediately undertake studies of U.S. PNE policy, security assurances, and sanctions as issues of special significance for our nearterm non-proliferation efforts.

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<u>Third</u>, that a standing interagency working group on non-proliferation be established by the Under Secretaries
Committee to: coordinate, review, and report on policy actions and plans; execute many of the actions identified in this report; and conduct relevant studies needed to support our non-proliferation policies.

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Acting Chairman

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MAS NOT USED FOR ANY NUCLEAR EXPLUSIVE CRYTCE. THE CON-TINUED COOPERATION OF THE UNITED STATES MITH OTHER COUNTRIES IN THE UNCLEAR FIELD IS DEPENDED ON THE ASSUR-ARCE THAT THESE UNDERSTANDINGS WILL CONTINUE TO BE RESPECTED IN THE FUTURE, "SISCO



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Under Article V of the HPT, the HTMS parties are assured that PME services will be made available to them by the MMS parties for projects that are allowable under the LTHF. To date, no NNMS party to the MFT has requested such services, although some countries (parties and non-parties) have sought assistance from the U.S. and other MMS on PME studies.

International meetings have been held periodically by the IAEA to \_\_disseminate and exchange RHE information. These meetings have been well attended, indicating an interest by many states in keeping ebreast of technical developments in this field. In this regard, it is likely that most interested countries have a fairly good understanding of the current status of the U.S. and USER RHE programs, and the likely range of costs and benefits associated with the principal RHE applications.

Pollowing are brief descriptions of the PRE interests and activities of a number of NANS and NAS.

### Non-Nuclear Weapon State Interests

Algeria:

Has commissioned a private engineering firm to study the possibility of PME oil storage. The Sowiet Union had previously discouraged Algeria from requesting PME study assistance from the IAEA and the NMS. Wilson Center Digitale And Sinal Scan the Argentina

Australia:

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Embassy, to discuss the possible use of PIE excavation to deepen a harbor on the northern coast , near Buenes Aires. They were told that no offhand assessment of the feasibility of such a project could be made. They offered to provide additional information to the AEC, but have not pursued the matter.

Sent a teem of four scientists to the U.S. in 1963 to review our P.E activities and recurrent possible Australian use of P.Es. In 1969, at the request of the Australian Government, the U.S. agreed to join in a feasibility study of a F.E harbor at Cape Keraudren in Northwest Australia. This study was dropped when the Industrial spensor withdrew because of problems in marketing and mining the iron one that was to have been shipped from the port. Dr. Alan Wilson of the AAEC has been active in IAEA's P.E meetings, chairing working group sessions, etc. There are many potential P.E applications in Australia.

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Brazil has not contacted the U.S. regarding any PME studies. There do appear to be possible uses for PME in Pruzil, including excavation and oil shale applications.

Canada:

Has expressed no official interest in the use of FRE technology. Occasional implifies to the U.S. have been made by representatives of private firms, including a recent inquiry regarding the Athataska Tar Sands which reported likely Provential Covernment backing for a U.S.-Canadian Study.

Egypt:

Is initiating a full-scale feasibility study of the use of RE to excavate a canal from the Rediterrane: Sea to the Cattara Depression for the purpose of generating hydroelectric power. Is expected to request U.S. assistance with the study.

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to our Export-Import Bank) is providing the million to Egypt for the Cattern Project study. (The project was originally conceived by a professor at the University of Darmstedt who recently completed a several-year, preliminary engineering study of it.) Officials of the bank have requested a meeting with the USAFC to discuss the study and solicit U.S. participation.

Malagasy Republic:

Contacted the LMEA in 1971 for technical assistance in evaluating the use of ME for construction of a harbon, "The U.S., USSM, and France separately agreed to provide such assistance under LMEA auspices. Exercise, Malagasy opparently lost interest in the project and did not utilize the assistance that was offered.

Theiland:

Authorized, in 1972, an economic and engineering study of a sea-level canal across the lathmin of Kra to shorten the trade route around the Falay Peninsula. Two private U.S. firms were engaged to perform the study which was to include RIS excavation as a possible construction method. This study was completed in September 1973, but its firmings have not been publicly reported.

## Wilson Center Digitals Archived Indicator requirements of the relatively modest excavation requirements of the project.)

### Nuclear Weston States - Potential ME Surpliers

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Since the late sixtles, has concentrated on the use of deep underground nuclear explosions for in-situ recovery of natural resources such as natural gas from tight formations, oil from oil shale, and copper from deeply buried ore deposits. Of these, only the first use has been subject to full-scale testing. Three nuclear, gas stimulation projects have been conducted with generally satisfactory results. In the early sixtles, U.S. research focussed on nuclear excavation applications such as canal and burbor construction. That effort passed through a successful RED phase prior to the

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have conducted at least 20 FNE detonations and appear to have a technical advantage over the U.S. in all areas except gas stimulation, computer simulation of PNE effects, and, perhaps, explicative designs for some applications. Even in recent weeks, the Soviets appear to be preparing to do additional work on their proposed nuclear excavation preject to join the Fechera and Kara Rivers in order to tring

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The USSR, like the U.S., has offered to assist NAMES Parties to the HTT by providing explosion services for PRE projects.

France:

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Has performed a number of PHE-related studies and has indicated a special interest in creating off-shore oil storage using PHEs. Prance has indicated an intention to become a supplier of PHE nervices and was the first country to offer to make an expert available to the Falegasy Republic in response to their request to the IMPA in 1971.

Has a group at Aldermaston who follow RES developments in other countries and who perform RES studies and analyses. There in some government and private interest in the U.K. in RES off-shore oil storage. However, the U.L. has said that it does not intend to conduct an active RES program or to provide RES services to other states.

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Popular of Chin

mblic of China: Has not indicated any interest in INEs.

India's stated position over the last several years has been to keep open the possibility of developing NEB. The May 18 test was described as an experiment to study cratering and cracking effects in rock and as part of an effort to keep abresst of a technology with industrial and agricultural uses. In 1970, at an IAEA meeting on RES held in Vienna, the Indian participant presented a short paper describing the possible use of RES in India in the mining of non-ferrous metals in a number of specified locations. Nuclear excavation for mater resource projects was not discussed, but would be another possible RES application in India.

It has been reported that India has offered to assist other nations with PNS projects, but it is obvious that India is not presently in a position to be a supplier of actual PNS service

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December 4, 1974

### MEMORANDUM FOR THE PRESIDENT

Subject: U.S. Nuclear Non-Proliferation Policy

NSSM 202 directed a review of present U.S. policy concerning non-proliferation and the Non-Proliferation Treaty (NPT) in light of the Indian nuclear test. A recently updated MSSM 156 study a companion paper that focuses on the specific options of the property of the pro

On the basis of the review done pursuant to NSSN 202, the Under Secretaries Committee, recognizing that the proliferation problem is at a crucial juncture, recommends an intensified program to inhibit the further spread of independent nuclear explosives capabilities. This program would exploit the common interest of many key countries in inhibiting proliferation by providing for concerted action. The U.S. could both support such action and, where appropriate, catalyze more effective international coordination.

The Under Secretaries Committee recognizes that we might only be able to delay further proliferation however determined our anti-proliferation efforts may be, but concludes that U.S. national security objectives can be served even with a non-proliferation strategy that is only partially effective. It would be desirable

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## Wilson Center Dicital Arthural Scananded number of nuclear powers as long as possible, while seeking to create conditions which might ultimately

number of nuclear powers as long as possible, while seeking to create conditions which might ultimately check such expansion.

In the short run, the most effective approach to slowing down the spread of nuclear weapons is for the advanced nuclear industrial states to tighten controls on weapons material and related production capabilities. Proliferation can also be limited through maintaining and making more widely applicable the legal and political barriers to acquisition of independent nuclear explosives capabilities. In addition to the policy actions presented below, a successful non-proliferation strategy will be affected particularly by the confidence of non-nuclear weapon states that their security needs can continue to be met without recourse to independent nuclear forces. It will also be affected by perceptions of these states regarding progress in U.S.-Soviet nuclear arms limitations.

As a series of near-term non-proliferation steps, it is recommended that:

- 1. Through consultations with nuclear industrial states, particularly the U.S.S.R. and France, and a conference of such states, the U.S. should pursue coordinated policies designed to:
- -- Ensure that international safeguards are both effective and widely applied to peaceful international nuclear cooperation by seeking to strengthen the political, financial, and technical base of the International Atomic Energy Agency (IARA) safeguards program, and by requiring that such safeguards be placed on nuclear material and equipment exported by these states or material derived from these exports, at least to the extent indicated by the guidelines issued by the Sangger (Nuclear Exporters') Committee. Considerations should also be given to: (a) expanding these guidelines to cover sensitive nuclear technology and additional equipment; and (b) developing concerted policies to secure IARA safeguards to the maximum extent possible on peaceful nuclear programs of Bonnuclear wapons states who are not MFT parties.

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-- Restrict the spread of independent national uranium enrichment and chemical proprocessing facilities through (a) reaching common principles regarding the supply of sensitive technology equipment and assistance in the construction of national equipment and assistance in the construction of national services; and (b) encouraging multinational plants of it. titles; and (b) encouraging multinational plants of the property of th

- -- Impose special conditions on nuclear exports to countries in sensitive regions, such as certain areas in the Middle East, in order to minimize the accumulation of plutonium and other special nuclear material. These conditions would include such provisions as requiring that reprocessing, storage and fabrication of plutonium derived from supplied nuclear material or equipment take place in mutually-agreed facilities outside the country or region in question. In the case of NPT parties, less stringent conditions should be arranged, if compatible with our overall non-proliferation interests.
- -- Establish specific physical security standards to be included as a condition of nuclear cooperation, and strengthen international efforts to achieve widespread adoption and maintenance of meaningful physical security measures on nuclear material. In this connection, the U.S. should advocate that the IAEA be the forum for drafting a physical security convention.
- -- Minimize the risk of indigenous "pasceful" nuclear explosive (PNE) development in non-nuclear weapons states not party to the NPT through: (a) seeking agreement by non-NPT parties that they will not in any way assist any NNMS to develop or acquire PMES; (b) requiring explicit confirmation that nuclear material exported, or derived from the use of exports, will not be used for any nuclear explosives; and (c) establishing that all nuclear materials subject to IAEA safeguards may not be used for any nuclear explosives.
- 2. In conjunction with other MPT proponents, the U.S. should intensify efforts in support of the treaty and in seaking early ratification by key non-nuclear weapon states, through:

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-- Support for the FRG, UK, and other European countries in their high-level contacts with the Italian Government to convey both the importance of early MPT ratification and the relationships of such ratification to the ability of NPT parties to continue nuclear supplies to the European Communities.

- -- High-level communications with the Japanese designed to remove any doubt about the continued importance of such ratification to the U.S. and other MPT proponents as an essential contribution to international stability and long-term progress toward nuclear arms control, and as helping to ensure a maximum role for Japan in international nuclear commerce and at the MPT Review Conference in May 1975.
- -- Appropriate actions designed to achieve ratification by other prospective NPT participants, and encouragement of a common recognition by nations unlikely to adhere to the treaty in the near-term that the further spread of independent nuclear explosives capabilities endangers the security of all states.
- -- Development of visible ways, consistent with the policies set forth in recommendation 1 above, in which preferential treatment could be given to NPT parties in such areas as: (a) the availability of comercial nuclear facilities, fuels, and technological support; (b) potential PNE services; and possibly (c) credit terms.
- -- Taking a more positive stance with respect to implementing Article V of the MPT, but being prepared to highlight the limitations as well as the potential benefits of PMZs.\* Without prejudging the scope of the future U.S. indigenous PME program and bearing in mind that the U.S. program has been inactive for several years, this approach would involve: (a) participating more readily in selected studies of propeed PME projects; (b) making clear our intention to meet our Article V obligations; and (c) supporting IAZA efforts to devise procedures for implementing PME services, should such services appear warranted. On all these issues, consultations with the Soviets about

This recommendation is presently being reviewed in the context of a more comprehensive study for the Verification Panel of U.S. policy regarding international aspects of PNEs.

be held in an effort to develop common policies. The question of PNE services may well be affected by the outcome of negotiations with the Soviet Union on Article III of the TBBT. Evolving U.S. PNE service policy must be carefully coordinated with our test ban objectives to preclude taking actions that might, in view of the probable greater exploitation by the Soviet Union of peaceful nuclear explosives, place the U.S. in a relatively disadvantageous position with respect to nuclear weapons development and deployments.

- 3. Coordinated multilateral approaches should be developed to ensure that the Indian nuclear explosion does not hasten further proliferation in Pakistan and elsewhere, by:
- -- Endeavoring to persuade India to place
  IAEA safeguards on its nuclear exports and not to export nuclear explosive technology or devices, or assist
  others in building national chemical reprocessing plants.
- -- Seeking to dissuade India from undermining the NPT and to defer any further Indian explosive tests, particularly in the period prior to the Review Conference.
- -- Avoiding the implication that India's status as a world power has been substantially enhanced as a result of its nuclear test.
- -- Seeking to hold India to its peaceful protestations and to minimize the scope, pace, and military dimensions of its nuclear explosive program through Indian acceptance of such measures as: (a) accountability for weapons-usable material; (b) deferral of further PNE production and limiting it to specified current needs; and (c) international observation of PNE tests, recognizing that such observation procedures would not be expected to constitute a technically sound basis for distinguishing between PNEs and nuclear weapons.
- -- Seeking Soviet and French cooperation, and the cooperation of other potential suppliers, in continuing not to supply India with long-range bombers or other sophisticated nuclear delivery capabilities.

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established to formulate and oversee future U.S. nonproliferation policies, support relevant consultations and negotiations, and conduct necessary policy studies.

-- Prompt study should be undertaken of U.S. policy on implementing Article V of the NPT and PME services generally in a manner consistent with our test ban objectives.

- -- Urgent attention should be paid to further defining a U.S. policy on preferential treatment for NPT parties in such areas as fuel supply and technical assistance.
- -- Studies should be made of sanctions as a deterrent to proliferation, measures which should be taken to assure the credibility and affectiveness of IAEA safeguards, the use of financing as a supplementary whicle for imposing safeguards conditions on nuclear exports, and the possibility of multilateral controls on sophisticated nuclear delivery systems.
- -- A series of "country studies" should be launched to investigate in detail the factors affecting potential nuclear weapons decisions in key NNMS, the preferred strategy for deterring such decisions, and options for the U.S. in the event these states acquire independent nuclear explosives.
- -- The question of how best to handle the problem of security assurances at the NPT Review Conference should be examined.
- -- There should be consideration of further steps to maintain a strong U.S. public posture against nuclear proliferation.

Kout / Mareout Robert S. Ingersoll

#### Attachments:

- 1. Executive Summary
- 2. MSSM 202 Study

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### NSC UNDER SECRETARIES COMMITTEE

#### MEMORANDUM FOR THE PRESTORME

Subject: U.S. Nuclear Non-Proliferation Policy

NSSM 202 directed a review of present U.S. policy concerning non-proliferation and the Non-Proliferation Treaty (NPT) in light of the Indian nuclear test. A recently updated NSSM 156 study is a companion paper that focuses on the specific options open to us in dealing with India. The policy recommendations in NSDM 255 concerning the need for multilateral supplier controls over transfers of nuclear materials, technology, and equipment, have been taken into account in this review.

On the basis of the review done pursuant to MSSN 202, the Under Secretaries Committee, recognizing that the proliferation problem is at a crucial juncture, recommends an intensified program to inhibit the further spread of independent nuclear explosives capabilities. This program would exploit the common interest of many key countries in inhibiting proliferation by providing for concerted action. The U.S. could both support such action and, where appropriate, catalyse more effective international coordination.

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In the short run, the most effective approach to slowing down the spread of nuclear weapons is for the advanced nuclear industrial states to tighten controls on weapons-grade material and related production capabilities. Proliferation can also be limited through maintaining and making more widely applicable the legal and political barriers to acquisition of national weapons capabilities. In addition to the policy actions presented below, a successful non-proliferation strategy will be affected by perceptions of non-nuclear weapon states regarding progress in U.S.-Soviet nuclear arms limitations and particularly by the confidence of these states that their security needs can continue to be met without recourse to independent forces.

As a series of near-term non-proliferation steps, it is recommended that:

- 1. Through consultations with nuclear industrial states, particularly the USSR and France, and a conference of such states, the U.S. pursus coordinated policies designed to:
- -- Ensure that international safeguards are both effective and widely applied to peaceful international nuclear cooperation by seeking to atrengthen the political, financial, and technical base of the IAEA safeguards program, and by requiring that such safeguards be placed on nuclear material and equipment exported by these states or material derived from these exports,

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consistent with guidelines issued by the Sangger (Muclear Exporters') Committee.

- -- Restrict the spread of independent national uranium enrichment and chemical reprocessing facilities through: (a) reaching common principles regarding the supply of sensitive enrichment technology and equipment or supply or assistance in the construction of national reprocessing facilities; and (b) encouraging multilateral plants capable of satisfying future world demands for reliable and economic commercial services in these fields. In this connection, non-proliferation considerations should be factored into the review of U.S. policy with respect to future availability and supply or uranium enrichment services.
- -- Impose special conditions on nuclear exports to countries in sensitive regions, such as the Middle East, in order to minimize the accumulation of plutonium and other special nuclear material.
- -- Establish specific physical security standards to be included as a condition of nuclear cooperation, and strengthen international efforts to achieve widespread adoption of meaningful physical security measures on nuclear material. In this connection, a physical security convention, drafted by the IAEA, should receive U.S. support.

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-- Minimize the risk of indigenous "peaceful" nuclear
explosive (PNE) development in non-nuclear weapons states
not party to the NPT through: (a) agreeing not in any way

not party to the NPT through: (a) agreeing not in any way
to assist any NNWS to develop or acquire PNEs; (b) requiring
explicit confirmation that nuclear material exported, or
derived from the use of exports, will not be used for any
nuclear explosives; (c) establishing that all nuclear
materials subject to IAEA safeguards may not be used for any
nuclear explosives; and (d) agreeing on the need to establish
within the IAEA framework further mechanisms for the assessment
of PNE applications and the provision of PNE services by
nuclear-weapon states,

- 2. In conjunction with other NPT proponents, the U.S.
  intensify efforts in support of the treaty and in seeking early
  ratification by key non-nuclear weapons states, through:
- -- Support for the FRG, UK and other European countries in their high-level contacts with the Italian Government to convey both the importance of early NPT ratification and the relationship of such ratification to the ability of NPT parties to continue nuclear supplies to the European Communities.
- -- High-level communications with the Japanese designed to remove any doubt about the continued importance of such ratification to the U.S. and other NPT proponents as an essential contribution to international stability and long-

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term progress toward nuclear arms control, and as helping to ensure a maximum role for Japan in international nuclear commerce and at the NPT Review Conference in May 1975.

- -- Appropriate actions designed to achieve ratification by other prospective NPT participants, and encouragement of a common recognition by nations unlikely to adhere to the treaty in the near-term that the further spread of independent nuclear explosives capabilities endangers the security of all states.
- -- Establishment of visible ways, consistent with the policies set forth in recommendation 1 above, in which preferential treatment will be given to NPT parties in such areas as: (a) the availability of commercial nuclear facilities, fuels, and technological support; (b) potential PNE services; and possibly (c) credit terms. In connection with PNE services, the U.S. should continue to support an active IAEA role and take a more positive stance with respect to implementing Article V of the NPT, but be prepared to highlight the limitations as well as the potential benefits of PNEs.
- -- Completion of negotiations with the IAEA on the agreement implementing the Presidential offer to permit the IAEA to apply safeguards to U.S. facilities in order to facilitate ratification by FRG, Japan, and others by demonstrating that the U.S. is not seeking a commercial advantage.

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- 3. Coordinated multilateral approaches to be developed to ensure that the Indian nuclear explosion does not hasten further proliferation in Pakistan and elsewhere, by
- -- Endeavoring to persuade India to place IAEA safeguards on its nuclear exports and not to export nuclear explosive technology or devices, or assist others in building national chemical reprocessing plants.
- -- Seeking to dissuade India from undermining the MPT and deferral of any further Indian explosive tests, particularly in the period prior to the Review Conference.
- -- Avoiding the implication that India's status as a world power has been substantially enhanced as a result of its nuclear test.
- -- Seeking to hold India to its peaceful protestations and minimize the scope, pace, and military dimensions of its nuclear explosive program, through Indian acceptance of such measures as: (a) accountability for weapons-grade material; (b) deferral of further PME production and limiting it to specified current needs; and (c) international observation arrangements.
- -- Seeking Soviet and French cooperation in continuing not to supply India with long-range bombers or other sophisticated nuclear delivery capabilities.

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# Wilson Center Digital Archivel Scan continue to coordinate, review, and report on non-proliferation policy actions and plans, and conduct relevant studies needed to support our efforts in this field.

- -- Urgent attention should be paid to further defining a U.S. policy on preferential treatment and to exploring the question of security assurances in time for the NPT Review Conference.
- -- Studies should be made of sanctions as a deterrent to proliferation, the use of financing as a supplementary vehicle for imposing safeguards conditions on nuclear expo and the possibility of multilateral controls on sophistica nuclear delivery systems.
- -- A series of "country studies" should be launched to investigate in detail the factors affecting potential nuclear weapons decisions in key NNWS, the preferred strater deterring such decisions, and options for the U.S. in the event these states acquire independent nuclear explos
- -- The implications of Congressional concerns and ac for future U.S. policy on nuclear cooperation and nonproliferation should be examined.

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NSSM 202 STUDY

### Executive Summary

#### U.S. NON-PROLIFERATION POLICY

In response to NSSM 202, the Under Secretaries Committee has prepared the attached study which reviews U.S. policy concerning non-proliferation and the Mon-Proliferation Treaty (NPT). A NSSM 156 study, updated in light of the Indian nuclear test, is a companion paper that focuses on the specific options and courses open to us in our dealings with India.

### Desirability and Peasibility of Non-Proliferation

Inhibiting the spread of nuclear weapons has been a consistent and important element of U.S. policy for the entire nuclear era. The basis for our non-proliferation interest is the assessment that the danger of nuclear war as well as world instability would significantly increase with an unrestrained spread of nuclear weapons. Acquisition of nuclear weapons would also give nations a sense of greater independence, thus complicating international diplomacy, diminishing American influence, and possibly eventually requiring extensive and costly restructuring of our defense posture. With additional nuclear weapons states (NMS), it would become more difficult to negotiate international arms control agreements, and progress in limiting the bilateral U.S.-USSR competition would be substantially complicated. Further spread of nuclear weapons would also provide increased opportunity for sub-national theft and blackmail. Finally, unless the risk that peaceful nuclear programs might be used to initiate weapons programs can be minimized, all nations will face security dangers and the continued expansion of international nuclear commerce could be threatened.

The problem of preventing the spread of nuclear weapons and independent explosives capabilities is now at a crucial stage. Commercial nuclear power generation is coming into wider use throughout the world, stimulated by the energy crisis, and many industrialized nations are becoming suppliers of nuclear material and equipment. Particularly

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as a result of the Indian nuclear test, other non-nuclear weapon states may rethink their decisions regarding the acquisition of nuclear explosives. We are in general entering a period when political barriers to non-proliferation appear to be weakening, given movements toward a multipolar world and decreasing credibility with respect to security guarantees. These trends could adversely affect the future of the Non-Proliferation Treaty (NPT), through setbacks in the ratification process in Japan and the European Community countries, by reducing the longer-term efficacy of the treaty as a non-proliferation instrument.

Nevertheless, the Under Secretaries Committee has concluded that a policy aimed at deterring further proliferation Can be effectively pursued without incurring significant COPIS or risks. In virtually all the important non-nuclear weapon states (NNMS) there is presently a lack of either the capability or the motivation to develop nuclear explosives. This offers the opportunity to undertake policies aimed at deterring further nuclear proliferation through practical measures which can (i) deny non-nuclear states the full range of materials and equipment needed to produce nuclear explosives, and (ii) strengthen the political, legal, and security inhibitions scaling to proliferation.

The nuclear material, equipment, and technology needed to produce nuclear weapons are still available only from a limited number of suppliers who generally oppose proliferation. Although it is essential that our supplier position and diplomatic influence be brought to bear, the U.S. cannot by itself establish an effective and durable non-proliferation regime. Such a program requires intensified concerted action, building upon existing international and multilateral mechanisms, to exploit the common non-proliferation interests of key NDS and NDMS.

The USC recognizes that we might only be able to delay further proliferation, however determined our anti-proliferation efforts may be, but concludes that U.S. national security objectives can be well served even with a non-proliferation strategy that is only partially effective. It would be desirable to defer the disadvantages associated with an expanded number of nuclear powers as long as possible, while seeking to create conditions which might ultimately check such expansion. At the same time, prudence dictates that the U.S. should begin to explore the problem of how to shape our security posture in a world environment of larger numbers

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of independent nuclear states as a means of hedging against the failure to contain fully the further spread of nuclear weapons capabilities.

This study emphasizes concerted efforts designed to curb the spread of nuclear weapons, consisting of concrete actions to contain technical capabilities, to strengthen legal, political, and security inhibitions, and to deal with the special issue of peaceful nuclear explosives (PMEs). These measures, which are summarized below, involve reliance on certain basic functional tools, such as IAEA safequards. export controls, and the NPT, as well as approaches tailored to key countries. However, the success of a non-proliferation policy will depend in large part on whether NAME believe that their security and political needs can continue to be met without recourse to independent nuclear forces. It will also depend on their perceptions regarding progress in U.S.-Soviet arms limitations. Thus, our overall foreign and defense policy, the relative stability of regions of potential conflict in the world, and the general structure of peace in the international system have an important bearing on the longer-term prospects for limiting the spread of nuclear weapons.

### Containing Technical Capabilities

All manufacturers of commercial nuclear equipment and material, except France (and potentially India), are either NPT parties or signatories moving toward ratification, and support efforts to standardize safeguards applications. France has publicly declared that it will behave as if it were a party to the NPT, but it has apparently been lax in practice in adhering to this position in its nuclear export policy and has been reluctant to cooperate with other suppliers in developing export quidelines. There are signs, however, that the new French Government might be interested in adopting a more positive safeguards policy. Although this generally favorable situation will deteriorate to some extent in coming years, as MMMS acquire greater technical capabilities, it provides potential leverage for limiting the availability of weapons-grade material and technologies through nuclear export controls and international safeguards. Despite its apparent negative thrust, this approach can benefit all users of peaceful nuclear energy by permitting material and equipment to

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be made available within a framework of credible and effective safeguards controls. Furthermore, selective controls over international transfers of delivery vehicles and related technologies could be effective in dissuading certain major powers from embarking on an independent nuclear arms program.

The U.S. is still the dominant international supplier of nuclear power plants and fuel, but our leverage in the international commercial nuclear field is diminishing. Loss of U.S. dominance in the peaceful nuclear area could allow customers to deal with other suppliers who impose less rigorous controls on sensitive material, equipment, and technology. Accordingly, there is now an urgent need to upgrade our safeguards and control policies and to consult with other nuclear suppliers on this matter.\* Although informal contacts and the use of existing multilateral mechanisms should continue to be pursued, a conference of nuclear industrialized states would provide a unique opportunity for realizing such a coordinated approach. restricted conference attended by the major current and potential nuclear suppliers, namely the U.S., France, the USSR, Japan, the PRG, the UK, and Canada would appear to be a preferable first-step that could later lead to a broader conference which included other nuclear industrial states. Soviet and French support of such an approach would be crucial and would dictate the need for advance consultations with both countries.

The most important substantive non-proliferation objectives to be achieved in a program of consultation and coordination among commercial nuclear suppliers can be summarized as follows:

of nuclear equipment and material to NNMS, particularly states who are not NPT parties, and strengthen the political, financial, and technical base of the IRRA's safegurds program. Of immediate importance would be gaining widest possible acceptance of the Zangger Committee export guidelines as well as agreed procedures for codifying, implementing, and modifying these guidelines. Consideration should

<sup>\*</sup>NSDM 255 authorized consultations with other nuclear suppliers with the aim of minimizing risks of commercial nuclear transfers of sensitive material and technology.

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