

104TH CONGRESS  
2D SESSION

# H. RES. 381

Expressing the sense of the House of Representatives regarding sanctions on nations that assist in the development of nuclear weapon programs of nonnuclear weapon states.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 13, 1996

Mr. MARKEY (for himself, Mr. SOLOMON, Mr. KASICH, Mr. FRANK of Massachusetts, and Mr. SCARBOROUGH) submitted the following resolution; which was referred to the Committee on International Relations

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## RESOLUTION

Expressing the sense of the House of Representatives regarding sanctions on nations that assist in the development of nuclear weapon programs of nonnuclear weapon states.

Whereas intelligence investigations by the United States have revealed transfers from the People's Republic of China (hereafter in this preamble referred to as the "PRC") to Pakistan of sophisticated equipment important to the development of nuclear weapons;

Whereas the PRC acceded to the Treaty on the Non-Proliferation of Nuclear Weapons (hereafter in this preamble referred to as the "NPT") as a nuclear-weapon state on March 9, 1992;

Whereas Article I of the NPT stipulates that a nuclear-weapon-state party to the treaty shall not in any way encourage, assist, or induce any nonnuclear-weapon state to manufacture or otherwise acquire nuclear weapons;

Whereas the NPT establishes a nonnuclear weapon state as one which has not manufactured and exploded a nuclear weapon by January 1, 1967;

Whereas Pakistan had not manufactured and exploded a nuclear weapon by January 1, 1967;

Whereas Article III of the NPT requires each party to the treaty not to provide to any nonnuclear-weapon state equipment or material designed or prepared for the processing, use, or production of special fissionable material, unless the material is subject to the safeguards stipulated in the treaty;

Whereas Pakistan has not acceded to the NPT, and nuclear-related equipment and material provided to Pakistan is not subject to international safeguards;

Whereas under the NPT, assisting a nonnuclear-weapon state to acquire unsafeguarded nuclear material important to the manufacture of nuclear weapons is a violation of Articles I and III of the NPT;

Whereas this transfer constitutes the latest example in a consistent pattern of nuclear weapon-related exports by the PRC to nonnuclear-weapon states in violation of international treaties and agreements and United States laws relating to the nonproliferation of nuclear weapons; and

Whereas failure to enforce the applicable sanctions available under United States law in this instance would compromise vital United States security interests and undermine the credibility of United States and international ef-

forts to discourage commerce in nuclear-related equipment, technology, and materials: Now, therefore, be it

1       *Resolved*, That it is the sense of the House of Rep-  
2 representatives that—

3           (1) in response to the transfers from the Peo-  
4 ple’s Republic of China to Pakistan of equipment  
5 important to the development of a nuclear weapons  
6 program, the President should impose the strongest  
7 possible sanctions available under United States law  
8 on all Chinese official and commercial entities asso-  
9 ciated directly or indirectly with the research, devel-  
10 opment, sale, transportation, or financing of any nu-  
11 clear or military industrial product or service made  
12 available for export since March 9, 1992; and

13           (2) the President should not exercise in this in-  
14 stance his authority to waive sanctions provided  
15 under United States law.

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