

# CRS Report for Congress

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## Iran's Nuclear Program: Recent Developments

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### Summary

International Atomic Energy Agency (IAEA) inspections since 2003 have revealed two decades' worth of undeclared nuclear activities in Iran, including uranium enrichment and plutonium separation efforts. Iran agreed in 2003 to suspend sensitive activities in negotiations with Germany, France, and the UK (EU-3), which broke down in August 2005. On September 24, 2005, the IAEA Board of Governors found Iran to be in noncompliance with its Nuclear Nonproliferation Treaty (NPT) safeguards agreement and reported Iran's case to the U.N. Security Council in February 2006. The Security Council called upon Iran to resuspend enrichment and reprocessing, reconsider construction of its heavy water reactor, ratify and implement the Additional Protocol, and implement transparency measures. Iran continued enrichment activities and failed to meet the Security Council's request, even after the permanent members plus Germany (P-5 +1) offered Iran a new proposal on June 6. The Security Council passed UNSCR 1696 on July 31, 2006, giving Iran a deadline of August 31 to comply. Iran still failed to suspend enrichment, which may prompt negotiations on sanctions. This report will be updated as needed.

### Background

Iran has had a nuclear program for close to 50 years, beginning with a research reactor purchased from the United States in 1959. The Shah's plan to build 23 nuclear power reactors by the 1990s was regarded as grandiose, but not necessarily viewed as a "back door" to a nuclear weapons program, possibly because Iran did not then seek the technologies to enrich or reprocess its own fuel.<sup>1</sup> There were a few suspicions of a nuclear weapons program, but these abated in the decade between the Iranian 1979 revolution and the end of the Iran-Iraq war, both of which brought a halt to nuclear

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<sup>1</sup> Reports in the 1970s indicated that Iran sought laser enrichment technology in the United States and conducted reprocessing-related experiments. Intelligence reports suggested that the Shah had a secret group to work on nuclear weapons. See Leonard S. Spector, *Nuclear Ambitions* (Colorado: Westview Press, 1990), p. 204.

activities. Iran's current plans — to construct seven nuclear power plants (1000 MW each) by 2025 — are still ambitious, particularly for a state with considerable oil and gas reserves.<sup>2</sup> Iran argues, as it did in the 1970s, that nuclear power is necessary for rising domestic energy consumption, while oil and gas are needed to generate foreign currency. Few observers believe that such an ambitious program is necessary or economic for Iran.

Iran has asserted repeatedly that its nuclear program is strictly peaceful, stating in May 2003 that “we consider the acquiring, development and use of nuclear weapons inhuman, immoral, illegal and against our basic principles. They have no place in Iran's defense doctrine.”<sup>3</sup> Iranian government spokesman Gholam Hussein Elham said in July 2006 that the Islamic Republic will never produce weapons of mass destruction. At the same time, Supreme Leader Ali Khamanei said in November 2004 that Iran would not “give up” its enrichment “at any price” and former President Khatami stated in March 2005 that ending Iran's uranium enrichment program is “completely unacceptable.” Uranium enrichment can be used for both peaceful (nuclear fuel) and military (nuclear weapons) uses. However, two decades of clandestine activities have raised questions about Iran's intentions, and Iran's use of centrifuge enrichment technology makes detection of clandestine enrichment very difficult. In fact, the preferred approach to rebuilding world confidence in Iran since 2003 has been to persuade Iran to suspend enrichment and reprocessing, perhaps indefinitely.

## What Inspections Revealed

In 2002, the National Council of Resistance of Iran (NCR) helped expose Iran's undeclared nuclear activities by providing information about nuclear sites at Natanz (uranium enrichment) and Arak (heavy water production). Three years of intensive inspections by the IAEA revealed significant undeclared Iranian efforts in uranium enrichment (including centrifuge, atomic vapor laser and molecular laser isotope separation techniques) and separation of plutonium, as well as undeclared imported material. Iranian officials have delayed inspections, changed explanations for discrepancies, cleaned up facilities and in one case, Lavizan-Shian, razed a site.<sup>4</sup> According to IAEA Director General Mohamed ElBaradei, “Iran tried to cover up many of their activities, and they learned the hard way.”<sup>5</sup>

Among other activities, Iran admitted in 2003 it conducted “bench scale” uranium conversion experiments in the 1990s (required to be reported to the IAEA) and later, admitted that it used for those experiments some safeguarded material that had been declared lost in other processes (a safeguards violation). Iranian officials told the IAEA only in January 2005 of Pakistani scientist A.Q. Khan's 1987 offer of a centrifuge

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<sup>2</sup> See statement by Iran's former Foreign Minister Kamal Kharrazi at [[http://www.pbs.org/newshour/bb/middle\\_east/july-dec04/iran\\_9-27.html](http://www.pbs.org/newshour/bb/middle_east/july-dec04/iran_9-27.html)].

<sup>3</sup> Statement by H.E. Mr. G. Ali Khoshroo, Deputy Foreign Minister for Legal and International Affairs, Second Session of the Prepcom for the 2005 NPT Review Conference, Apr. 29, 2003.

<sup>4</sup> David Albright and Corey Hinderstein, “Iran: Countdown to Showdown,” *Bulletin of Atomic Scientists*, Nov./Dec. 2004, vol. 60, no. 6.

<sup>5</sup> “Iran Was Offered Nuclear Parts,” *Washington Post*, Feb. 27, 2005.

enrichment “starter kit.”<sup>6</sup> In November 2005, Iran finally admitted that the Khan network supplied it with information on casting and machining parts of nuclear weapons.<sup>7</sup>

**Enrichment Activities.** Inspections revealed two enrichment plants at Natanz — a pilot-scale facility (planned to have 1000 centrifuges) and a commercial-scale plant under construction (planned to have 50,000 centrifuges). The pilot-scale plant started up in June 2003 only to shut down after Iran suspended enrichment activities in December 2003. Since February 2006, when Iran resumed enrichment-related activities, Iran has tested small cascades (10, 20, then 164 machines) with uranium hexafluoride gas (UF<sub>6</sub>), all under IAEA safeguards.<sup>8</sup> On April 11, Iranian officials announced they had enriched uranium to 3.5% U-235 in a cascade of 164 centrifuge machines.<sup>9</sup> Construction on the commercial-scale plant was also suspended in 2003, but Iran announced plans in April 2006 to install 3,000 centrifuges. Its construction partly underground raises concerns about Iran’s intentions.

A recurring issues has been the detection of highly enriched uranium (HEU) particles at sites in Iran. Iranian officials asserted that HEU particles found at the Natanz pilot plant in 2003 were contaminants from foreign centrifuge assemblies, a first clue revealing the Pakistani A.Q. Khan network. Iran admitted to enriching uranium to just 1.2%, while the particles sampled ranged from 36% to 70% U-235. In October 2003, Iranian officials admitted they tested centrifuges at the Kalaye Electric Company using UF<sub>6</sub> between 1998 and 2002. IAEA report GOV/2006/15 reveals that components also came from another country besides Pakistan.

Another unresolved issue is how far Iran has pursued more sophisticated centrifuge and laser enrichment technology. Iran admitted in October 2003 that it also pursued a laser enrichment program beginning in the 1970s, and admitted that it possessed more advanced centrifuge designs (P-2) in January 2004. Such advanced designs could double Iran’s enrichment capabilities, shortening the time, potentially, to a bomb. Iran insists that it received no centrifuge components after 1995, but admitted it received a limited number of magnets for P-2 centrifuges in 2003 and in April 2006, admitted to purchasing magnets suitable for the P-2 design. The IAEA continues to investigate this issue.

**Plutonium-Related Activities.** In October 2003 Iran revealed that it had conducted plutonium reprocessing experiments in a hot cell at the Tehran Nuclear Research Center and estimated the amount separated as 200 micrograms. The IAEA calculated that more plutonium would have been produced (about 100g) and Iran admitted in May 2004 that it understated the amount. Inspections also revealed that Iran experimented between 1989 and 1993 on irradiating bismuth, which can be used to produce Polonium-210 for civilian purposes (for nuclear batteries) or in conjunction with beryllium to create a neutron initiator for a nuclear weapon.

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<sup>6</sup> *Iran*, Report by the Director General, GOV/2005/67, Sept. 2, 2005.

<sup>7</sup> “Iran ‘Hands Over Nuclear Cookbook,’” Nov. 18, 2005, Aljazeera.net

<sup>8</sup> *Iran*, Report by the Director General, GOV/2006/15, Feb. 27, 2006.

<sup>9</sup> “Nuclear Energy Facilitates Sustainable Development: Aqazadeh,” IRNA, Apr. 11, 2006.

Finally, the heavy water program also has raised questions about Iran's intentions. Iran first told the IAEA that it planned to export heavy water, then suggested that the heavy water would be used as a coolant and moderator for a planned IR-40 reactor for research and development, radioisotope production, and training. However, Iran's design information for the facility, which omitted necessary hot cell equipment for producing radioisotopes, conflicted with reported Iranian efforts to import hot cell equipment. Construction of the IR-40 reactor has continued, despite the Board's continued calls for a halt, although Iranian officials predict that the reactor will not be operational until 2011.<sup>10</sup> The heavy water production plant reportedly has been operational since 2004, and in August 2006, Iranian officials announced they would double its production.

## Significance for a Nuclear Weapons Program

Iran is likely years away from producing weapons-grade plutonium or highly enriched uranium. The Director of National Intelligence John Negroponte told the Senate Select Committee on Intelligence on February 2, 2006 that "We judge that Tehran probably does not yet have a nuclear weapon and probably has not yet produced or acquired the fissile material." According to one report, the 2005 National Intelligence Estimate on Iran assesses that it will be 10 years before Iran has a bomb.<sup>11</sup> That said, Iran has pursued three different methods of enriching uranium and has experimented with separating plutonium, suggesting a steady accrual of expertise in weapons-relevant areas, according to some observers. If Iran received the same nuclear weapon design that A.Q. Khan gave Libya, the remaining technical hurdle (albeit the most difficult) would be fissile material production.

Calculations of nuclear weapons production are generally based on estimates of fissile material production. One calculation is that a cascade of 1000 P-1 centrifuges could produce one bomb's worth of HEU (25 kg) in 2.2 to 2.7 months; and that a cascade of 3000 P-1 centrifuges could produce the same amount in 330 days.<sup>12</sup> However, such an estimate assumes that Iran has the necessary amount and quality of uranium hexafluoride to feed the enrichment plant, the necessary components for building 1000 or 3000 centrifuges, and the necessary engineering skills to keep such cascades operating with few mishaps and little downtime. In short, Iran's limited experience in enrichment so far should not be equated yet with an ability to operate an industrial-scale enrichment plant for peaceful or weapons purposes.

## Negotiating with Iran

Since 2003, negotiations with Iran on its nuclear program have proceeded on two levels — with IAEA inspectors and at the IAEA Board of Governors in Vienna, and with the European Union foreign ministers (known as the EU-3) of Germany, the UK, and France. In 2006, the EU-3 were joined by Russia, China and the United States after Iran's noncompliance was reported to the UN Security Council.

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<sup>10</sup> GOV/2006/15.

<sup>11</sup> "Iran is Judged 10 Years From Nuclear Bomb," *Washington Post*, Aug. 2, 2005.

<sup>12</sup> International Institute for Strategic Studies, *Iran's Strategic Weapons Programmes: A Net Assessment*, (UK: Routledge, 2005), p. 33.

Some observers may view the second negotiating track as necessary because the IAEA and Board of Governors failed to take decisive action against a clear pattern of deception early on; others may view it as necessary because of the potential danger of Iran pulling out of the NPT, should sanctions be imposed by the U.N. Security Council. Iran's voluntary measures negotiated with the EU-3 can be seen as allowing IAEA inspectors greater access than would otherwise be granted under Iran's comprehensive safeguards agreement, but also as leaving Iran free to set the terms of engagement, since the concessions were voluntary and political. While it is true that the EU-3 have been unable to obtain Iran's agreement to a permanent halt to uranium enrichment activities — their key objective — such an objective could not have been pursued by the IAEA because that is not in its mandate. To some observers, two years of negotiation and a temporary shutdown have bought the world community two years of time to change Iran's mind about nuclear weapon aspirations.

Within a few months of Iran's voluntary moratorium, there were signs of continued activities that called into question Iran's commitment. Although the November 2004 Paris agreement clarified the terms of the moratorium, by March 2005, Iran proposed running its pilot-scale enrichment facility, which EU-3 negotiators rejected. In April 2005, Iran said that unless negotiations progressed, it would start up its uranium conversion plant, which it did in August 2005.<sup>13</sup> Following Iranian President Ahmadinejad's inflammatory remarks at the September 2005 U.N. Summit, the IAEA Board voted on resolution GOV/2005/77, which found Iran in noncompliance with its safeguards agreement. Specifically, the Board found that "Iran's many failures and breaches of its obligations to comply with its NPT Safeguards Agreement, as detailed in GOV/2003/75, constitute noncompliance in the context of Article XII.C of the Agency's Statute."

For several months thereafter, Iran provided limited details on outstanding issues and negotiated an offer to conduct uranium enrichment on Russian soil as an alternative to indigenous production. In January 2006, Iran abandoned its voluntary suspension of enrichment-related activities negotiations, as well as the interim application of the Additional Protocol, prompting an emergency Board meeting. An IAEA report prepared for the meeting linked, for the first time, a Khan network document in Iran's possession on uranium casting and machining to the fabrication of nuclear weapons components.<sup>14</sup> Iran asserts that the Khan network provided the document on its own initiative. Nonetheless, Article II of the NPT obligates Iran not to receive any assistance in the manufacture of nuclear explosives, so the question of whose initiative prompted transfer of the document is moot. The February Board passed a resolution (GOV/2006/14, without consensus) to report Iran to the Security Council.

The U.N. Security Council issued a presidential statement on March 29, 2006 calling upon Iran to reinstate its suspension of enrichment and reprocessing, reconsider construction of its heavy water reactor, ratify and implement the Additional Protocol and

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<sup>13</sup> INFCIRC/648, *Communication dated 1 August 2005 received from the Permanent Mission of the Islamic Republic of Iran to the Agency*. Available at [<http://www.iaea.org>].

<sup>14</sup> See [<http://www.iaea.org/NewsCenter/Statements/DDGs/2006/heinonen31012006.pdf>]

implement transparency measures.<sup>15</sup> Iran continued its enrichment activities, while claiming it was cooperating with the IAEA.<sup>16</sup> The IAEA reported to the U.N. Security Council (GOV/2006/27) on April 28 that it was “unable to make progress in its efforts to provide assurance about the absence of undeclared nuclear material and activities in Iran.” Its June 8 report (GOV/2006/38) reported even less progress, given a lack of new information.

On June 6, 2006, the EU-3 and the United States offered Iran a new negotiating proposal, which reportedly included incentives such as affirmation of Iran’s inalienable right to peaceful nuclear energy, assistance in building state-of-the-art light water reactors for Iran, fuel supply guarantees, dismissing U.N. Security Council consideration of Iran’s NPT noncompliance, WTO membership, and an end to certain U.S. sanctions to allow Iran to purchase agriculture appliances and Boeing aircraft parts.<sup>17</sup> In return, Iran would suspend enrichment- and reprocessing-related activities, resume implementation of the Additional Protocol and fully cooperate with the IAEA. Iran’s moratorium could be reviewed once several conditions had been met, including resolving all issues and restoring international confidence in the peaceful nature of Iran’s nuclear program. The proposal also outlined several measures targeted at Iran’s nuclear program should Iran not agree to cooperate: a ban on nuclear-related exports, freeze of assets, travel/visa bans, suspension of technical cooperation with the IAEA, a ban on investment in related entities, and on Iranians studying abroad in nuclear and missile-related areas. Broader measures could include an arms embargo, no support for WTO membership, and a general freeze on assets of Iranian financial institutions.

Iran’s lackluster response prompted the Security Council to pass UNSCR 1696 on July 31 (14 for; 1 against), giving Iran a deadline of August 31 to comply with Council demands. The resolution was adopted under Article 40 of Chapter VII of the UN Charter, and did not include sanctions, but expressed the intention to adopt such measures under Article 41 of the Charter should Iran fail to comply.

## Next Steps

On August 31, 2006, the IAEA reported that Iran had failed to suspend enrichment-related activities and that there were still outstanding issues (GOV/2006/53). Iran’s failure to halt enrichment by August 31 has prompted discussion among UNSC members on sanctions. Reportedly, the United States favors a travel ban and freezing assets of key Iranian leaders. Presently, Russia appears not to favor sanctions.<sup>18</sup> Several resolutions and bills in the U.S. Congress urge imposition of sanctions, including H.Con.Res. 341, S.Res. 351 and H.Res. 782.

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<sup>15</sup> See [<http://www.un.org/News/Press/docs/2006/sc8679.doc.htm>] for full text.

<sup>16</sup> “EU says Iran Nuclear Announcement ‘Regrettable,’” *Reuters*, Apr. 12, 2006.

<sup>17</sup> ABC News released some details in an article by Luis Martinez on June 6, 2006, “Nuclear ‘Carrots and Sticks’ for Iran: Proposal Offers Rewards, Punishment to Convince Iran to Dump Enrichment Program.”

<sup>18</sup> “Russia Hints It Won’t Back Any Penalties Against Iran,” *New York Times*, Sept. 2, 2006.