



Atomic Energy Control Act on this and one other occasion (in *Re: Westinghouse* and *Re: Clark et al. v. Attorney General of Canada et al.*).

The major purpose of the regulation which the Liberal government refused to compromise was that Canadian sovereignty had to be protected against the extra-U3territorial application of American law to an action the Canadian government had taken in reaction to American protectionist policies. If the Canadian government had transferred information to the United States Justice Department or the Westinghouse Electric Corporation to assist in the prosecution of American subsidiaries based in Canada, which had acted at the request of the Canadian government, it would have been unlikely that corporations in a similar situation in the future would have implemented national economic policy without first checking American laws. The final result could have been that American subsidiaries would be more responsive to American law in determining the extent to which they would act in Canada's interest.

This argument is no longer valid. At different times, the Gulf Oil Corporation, Rio Algom Ltd., and Denison Mines Ltd., all members of the cartel, have requested that the Canadian government allow them to use the confidential documents concerning the operation of the cartel to comply with court rulings in the U.S. These former cartel members now feel that these documents would be helpful in their court battles. The Gulf Oil Corp. of Pittsburgh, for example, has sought permission to disclose the documents to prove that GMCL was compelled by the Canadian government to participate in the cartel.

In simplified terms, the decision to release or withhold the documents involved considerations of straining relations and undermining the positions of Australia and Britain, which have both passed tough laws to prevent the disclosure of information on the uranium cartel; protecting Canadian sovereignty against the extra-territorial application of American anti-trust laws; or helping Canadian corporations currently involved in billion dollar litigation.

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