



U.S. NUCLEAR REGULATORY COMMISSION

Revision O-R
June 1975

REGULATORY GUIDE

OFFICE OF STANDARDS DEVELOPMENT

(This guide reissued
May 1977)

REGULATORY GUIDE 7.5

ADMINISTRATIVE GUIDE FOR OBTAINING EXEMPTIONS FROM CERTAIN NRC REQUIREMENTS OVER RADIOACTIVE MATERIAL SHIPMENTS

A. INTRODUCTION

The Commission's regulation, 10 CFR Part 71, "Packaging of Radioactive Material for Transport and Transportation of Radioactive Material Under Certain Conditions," applies to licensees of the Commission who transport licensed material or who deliver licensed material to a carrier for transport. In their transport or delivery of packages of radioactive material, licensees who are not subject to Department of Transportation (DOT) regulations may be required by 10 CFR 71.5(b) to conform to certain standards and requirements of the DOT. This regulatory guide describes a method acceptable to the NRC staff for licensees of the Commission to comply with paragraph 71.5(b) with respect to obtaining exemptions or waivers from certain requirements of the DOT regulations. As specified in paragraph 71.5(b), requests for exemptions from requirements of the DOT regulations, in those cases where they are imposed by the provisions of paragraph 71.5(b), must be filed with the Nuclear Regulatory Commission.

B. DISCUSSION

Subcommittee N14.10 on Administration of the Regulations of the American National Standards Institute (ANSI) has developed a guide to the procedures to follow and the standards to satisfy in order to obtain an exemption from certain parts of the DOT regulations. The guide (ANSI N14.10.2-1973¹) prescribes the

¹Copies of ANSI N14.10.2, "Administrative Guide for Obtaining Department of Transportation Special Permits for Radioactive Material Shipments," may be obtained from the Sales Department, American National Standards Institute, 1430 Broadway, New York, N.Y. 10018.

information to be included in a request for such an exemption, the office to which the request should be submitted, and the period of time that should be allowed for the processing of the request. The guide was approved by ANSI on June 22, 1973.

C. REGULATORY POSITION

The guidance contained in ANSI N14.10.2-1973, "Administrative Guide for Obtaining Department of Transportation Special Permits for Radioactive Material Shipments," is generally acceptable to the NRC staff for use by Commission licensees in obtaining NRC approval of an exemption from the requirements of DOT regulations, as they are imposed by the provisions of 10 CFR 71.5(b) subject to the following exceptions:

1. Where the ANSI standard refers to the U.S. Department of Transportation as the appropriate agency to which a request for exemption should be referred, the appropriate agency for purposes of this regulatory guide is the U. S. Nuclear Regulatory Commission.

2. The address to which a request for exemption should be submitted for purposes of this regulatory guide is Director, Office of Nuclear Materials Safety and Safeguards, U. S. Nuclear Regulatory Commission, Washington, D.C. 20555.

D. IMPLEMENTATION

This regulatory guide may be used upon issuance by any person submitting an application for exemption pursuant to paragraph 71.5(b) of 10 CFR Part 71. Other effective means of providing information to justify the requested exemption also may be used.

USNRC REGULATORY GUIDES

Regulatory Guides are issued to describe and make available to the public methods acceptable to the NRC staff of implementing specific parts of the Commission's regulations, to delineate techniques used by the staff in evaluating specific problems or postulated accidents, or to provide guidance to applicants. Regulatory Guides are not substitutes for regulations, and compliance with them is not required. Methods and solutions different from those set out in the guides will be acceptable if they provide a basis for the findings requisite to the issuance or continuance of a permit or license by the Commission.

Comments and suggestions for improvements in these guides are encouraged at all times, and guides will be revised, as appropriate, to accommodate comments and to reflect new information or experience. However, the staff's consideration of comments received during the initial public comment period for this guide has resulted in the determination that there is no need for a revision at this time.

Comments should be sent to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Branch.

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This guide is being reissued with the words "For Comment" deleted. The staff's consideration of comments received during the initial public comment period has resulted in the determination that there is no need for a revision at this time. Consequently, no changes have been made in the text of the guide.