

August 27, 2004

Mr. A. Joseph Nardi
Supervisory Engineer
Westinghouse Electric Company, LLC
P. O. Box 355
Pittsburgh, PA 15230-0355

SUBJECT: CERTIFICATE OF COMPLIANCE NO. 6400 FOR MODEL NO. 6400

Dear Mr. Nardi:

Enclosed is Certificate of Compliance No. 6400, Revision No. 27, for the Model No. 6400 package. This certificate supersedes, in its entirety, Certificate of Compliance No. 6400, Revision No. 26, dated November 7, 2002.

The certificate was revised to be consistent with the new 10 CFR Part 71 rule (69 FR 3698) that becomes effective on October 1, 2004. Changes made to the enclosed certificate are indicated by vertical lines in the margin. The staff's Safety Evaluation Report is also enclosed.

Those on the attached list have been registered as users of the package under the general license provisions of 10 CFR 71.12 or 49 CFR 173.471. The approval constitutes authority to use the package for shipment of radioactive material and for the package to be shipped in accordance with the provisions of 49 CFR 173.471.

If you have any questions regarding this certificate, please contact me or Adrienne Lester of my staff at (301) 415-8500.

Sincerely,

/RA/

John D. Monninger, Chief
Licensing Section
Spent Fuel Project Office
Office of Nuclear Material Safety
and Safeguards

Docket No. 71-6400

Enclosures: 1. Certificate of Compliance
No. 6400, Rev. No. 27
2. Safety Evaluation Report

cc: R. Boyle, Department of Transportation
J. Shuler, Department of Energy
RAMCERTS
Registered User

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DATE	08/17/04	08/19/27	08/27/04	08/27/04
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SAFETY EVALUATION REPORT
Docket No. 71-6400
Model No. 6400 Package
Certificate of Compliance No. 6400
Revision No. 27

SUMMARY

Certificate of Compliance No. 6400, Revision No. 27, for the Model No. 6400 package has been revised. The certificate was revised to be consistent with the new 10 CFR Part 71 regulations (69 FR 3698) that become effective on October 1, 2004.

EVALUATION

NRC's regulations for the packaging and transportation of radioactive materials in 10 CFR Part 71 are being revised. In the new regulations that become effective on October 1, 2004, some sections are being renumbered. Certificate of Compliance No. 6400 is being revised as follows to reference the new section numbers:

- Condition No. 12 of the certificate was revised to clarify that the contents packaged under the conditions of this certificate are exempt from the requirements of 10 CFR 71.63, until October 1, 2004, but will expire thereafter.
- Condition No. 13 of the certificate was revised to clarify that the radioactive contents may contain fissile materials limited to the amounts specified in 10 CFR 71.53, until October 1, 2004, and 10 CFR 71.15, thereafter.
- Condition No. 15 of the certificate was revised to clarify that the package is approved for use under the general license provisions of 10 CFR 71.12, until October 1, 2004, and under the provisions of 10 CFR 71.17, thereafter.

CONCLUSION

Issued with Certificate of Compliance No. 6400, Revision No. 27,
on August 27, 2004