



UNITED STATES  
ATOMIC ENERGY COMMISSION  
WASHINGTON, D.C. 20545

AUG 2 5 1966

Mr. Larry Bogart, Director  
The Conservation Center  
366 United Nations Plaza  
New York, New York 10017

In the Matter of Consolidated Edison Company  
of New York, Inc.  
(Indian Point Station Unit No. 2)  
Docket No. 50-247

Dear Mr. Bogart:

Your letter to Chairman Seaborg has been referred to me for reply as counsel for the regulatory staff in the captioned matter. For your assistance, I have enclosed a copy of the pamphlet, "Licensing of Power Reactors" which describes the Commission's procedures for the evaluation of the safety of each proposed power reactor and the presentation of such evaluation in a public hearing.

In accordance with the statutory requirements, the notice of hearing was published in the Federal Register on July 30, 1966. In addition, a public announcement concerning the hearing was made by the Commission and sent to newspapers in the New York area. In addition, in this particular case, Congressman Richard L. Ottinger's office advised that he made a press release concerning the forthcoming hearing to newspapers in the vicinity of the plant.

The application was filed December 3, 1965, and since then has been under review by the regulatory staff of the Commission and the Advisory Committee on Reactor Safeguards. I have enclosed a copy of the staff's

APPENDIX "B"

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"Safety Evaluation" in this matter, which incorporates the report of the ACRS as Appendix A. You will note that many special precautions have been taken to assure the safety of the plant and that continuing review of the development of these safeguards is provided.

It should also be emphasized that the issuance of a construction permit to an applicant does not authorize operation of the reactor. The applicant may not load fuel into the reactor until he has received an operator's license from the Commission. Before approving the issuance of an operating license, the Commission reviews the completed design and construction of the facility. Before such a license is issued, public notice and opportunity for hearing is provided in accordance with the Commission's "Rules of Practice," 10 CFR Part 2, a copy of which is enclosed.

Your letter to the Commission specifically requested a postponement of the proceeding. Such a request could be considered formally only upon a proper showing of good cause by a party to the proceeding as provided in the "Rules of Practice."

However, the Atomic Safety and Licensing Board in this proceeding postponed the formal hearing until September 14, 1966. A copy of its "Order," dated August 19, 1966, is also enclosed.

In the event you determine that you wish to appear in the proceeding, your request, filed in accordance with the provisions of the "Rules of Practice," should be addressed to the Secretary, U. S. Atomic Energy Commission, Washington, D. C. 20545.

Sincerely,

Original Signed by Troy B. Conner, Jr.

Troy B. Conner, Jr.  
Trial Counsel

Enclosures:

As stated above.

cc: Office of the Secretary, w/o encl.

Arvin E. Upton, Esquire

Joseph F. Scinto, Esquire