

BEFORE THE
UNITED STATES OF AMERICA
ATOMIC ENERGY COMMISSION

In the Matter of)
)
CONSOLIDATED EDISON COMPANY) No. 50-247
)
OF NEW YORK (Indian Point,)
)
Unit No. 2))
)

CITIZENS COMMITTEE FOR THE PROTECTION OF THE
ENVIRONMENT COMMENTS ON DRAFT
ENVIRONMENTAL IMPACT STATEMENT

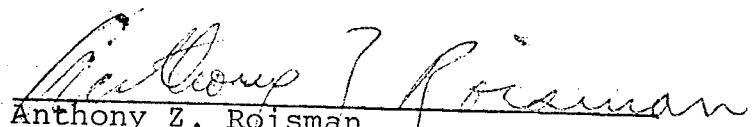
As previously indicated in CCPE's brief in support of its Proposed Findings of Fact and Conclusions of Law (pp.140-142), the AEC has erroneously interpreted NEPA by providing for an evaluation of radiological risks using standards that differ from those applied to the safety review. This results in "stacking the deck" in favor of the license without adequately considering the adverse consequences of an accident. We incorporate herein by reference the comments on pp.140-142 of our Proposed Findings of Fact and Conclusions of Law.

The error is compounded by the fact that the Staff utilizes compliance with the ECCS interim criteria as evidence that in the event of a LOCA, doses to the public will be low. The facts as revealed in the pending National ECCS hearing are to the contrary. Certainly the impact statement should include

the views of those experts who differ with the Staff view with respect to the effectiveness of the ECCS system for this plant (Committee for Nuclear Responsibility v. Seaborg, ____ F. 2d ____ (CA D.C., 1971) 3 ERC 1126) and should explain the basis for their conclusion regarding the level of risk and the radioactivity predicted for each accident, particularly the class 8 loss of coolant accident.

Failure to correct these defects leaves the impact statement incomplete and legally deficient.

Respectfully submitted,


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June 21, 1972