

APPENDIX A

NOTICE OF VIOLATION

Power Authority of the State of New York
Indian Point 3 Nuclear Power Plant

Docket No. 50-286
License No. DPR-64

As a result of the inspection conducted on May 31 - June 2, 1989, and in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, 53 Fed. Reg. 40019 (October 13, 1988), the following violation was identified:

10 CFR 50, Appendix B Criterion XVI states in part that "... in the case of significant conditions adverse to quality, the measure shall assure that the cause of the condition is determined and corrective action taken to preclude repetition....."

The licensee was cited during the September 1988 inspection (Inspection No. 50-286/88-16) for failure to follow Procedure IC-AD-2 for the controls of Material and Test Equipment (M&TE) tools. These controls state that "all M&TE is required to be returned to its proper storage location and logged in at the end of each working day."

Contrary to the above, as of June 2, 1989, licensee corrective action to preclude repetition of failures to log material and test equipment in accordance with licensee procedure as detailed in Notice of Violation enclosed in the NRC inspection report 50-286/88-18 was inadequate in that 33 additional instances of failure to log M&TE were identified. This repeated failure to follow procedure constitutes inadequate corrective action to preclude repetition of violation.

This is a Severity Level IV violation. (Supplement 1)

Pursuant to the provisions of 10 CFR 2.201, Power Authority of the State of New York is hereby required to submit to this office within thirty days of the date of the letter which transmitted this Notice, a written statement or explanation in reply, including: (1) the corrective steps which have been taken and the results achieved; (2) corrective steps which will be taken to avoid further violations; and (3) the date when full compliance will be achieved. Where good cause is shown, consideration will be given to extending this response time.

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