



DOCKETED
USNRC

March 5, 2012 (4:15 pm)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

2
QSA Global, Inc.

40 North Avenue

Burlington, MA 01803

Telephone: (781) 272-2000

Toll Free: (800) 815-1383

Facsimile: (781) 273-2216

5 Mar 2012

Ms. Annette L. Vietti-Cook
Secretary, U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
ATTN: Rulemakings and Adjudications Staff

Subject: Comments on Branch Technical Position on the Import of Non-U.S. Origin
Radioactive Sources, Docket ID NRC-2012-0008

Dear Ms. Vietti-Cook:

I appreciate the opportunity to provide comments to the draft Branch Technical Position (BTP) on the Import of Non-U.S. Origin Radioactive Sources which was published in the Federal Register on January 20, 2012 (77 FR 2924). I would like to thank the Staff for holding the January 24, 2012 public meeting to discuss the draft BTP and to address the Nuclear Regulatory Commission's (NRC) continued efforts to address unintended consequences associated with the final rule "Export and Import of Nuclear Equipment and Material; Updates and Clarifications" which was published in the Federal Register on July 28, 2010 and effective August 27, 2010.

We agree with the guidance given in the BTP and suggest it add the following clarification on the Source in a device return indicated in footnote 1. My understanding is that the BTP was going to further clarify, that if a non US origin source is contained in a US device and that US device needs to be returned to the US for use, then that is a legitimate import.

We experience this issue when we ship new sources to an export customer using our US built and licensed Type B shipping containers and the customer removes our new sources and inserts their old sources which could be either US or non US sources into our shipping container and return the container back to us. The customers/users do not have the means to store the old source so they have no option but to send the old source back to us in the certified shipping container. In the majority of cases the customer has no storage capacity for spent sources so they cant ship the container back empty.

We need the Type B shipping container back for our use, as it is the only way we can continue shipping sources to other customers and the container is designed and built to be continually re-used. These

Type B containers are expensive to build and maintain; so if a customer holds on to a container since it holds a non US origin source it effectively removes a valuable shipping container from service. This then reduces the number of containers available for shipment, significantly impacting our ability to deliver new product. These shipping containers are legitimately US origin devices and this BTP should cover this situation, as it is very common throughout industry.

Development and issuance of a BTP is an effective method to address the industry's concerns and we encourage NRC to move forward promptly to issue a proposed BTP for public notice and comment. Please contact me if you would like additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "Cathleen Roughan". The signature is fluid and cursive, with a long horizontal stroke at the end.

Cathleen Roughan
Director, Regulatory Affairs/Quality Assurance

Rulemaking Comments

From: Tobin, Jennifer
Sent: Wednesday, March 07, 2012 10:55 AM
To: Rulemaking Comments
Subject: FW: BTP comments
Attachments: doc01217220120305130605.pdf

Jenny (Tobin) Wollenweber
Export Licensing Officer
Office of International Programs
office: 301-415-2328

-----Original Message-----

From: Tobin, Jennifer
Sent: Wednesday, March 07, 2012 10:41 AM
To: Ngbea, Evangeline; Rulemaking Resource
Subject: FW: BTP comments

Thanks!

Jenny (Tobin) Wollenweber
Export Licensing Officer
Office of International Programs
office: 301-415-2328

-----Original Message-----

From: Roughan, Kate [<mailto:Kate.Roughan@qsa-global.com>]
Sent: Monday, March 05, 2012 12:14 PM
To: Tobin, Jennifer; Vietti-Cook, Annette
Subject: BTP comments

Jenny,

Attached are comments on the BTP.Thanks!!

Kate

This transmission contains information which may be confidential and which may also be privileged. It is intended for the named addressee only. Unless you are the named addressee, or authorized to receive it on behalf of the addressee you may not copy or use it, or disclose it to anyone else. If you have received this transmission in error please contact the sender. Thank you for your cooperation.

For more information about QSA Global Inc.
please visit our website at <http://www.qsa-global.com>