

November 16, 2012

MEMORANDUM TO: Amy E. Cabbage, Chief
Policy Branch
Division of Advanced Reactors and Rulemaking
Office of New Reactors

FROM: Earl R. Libby, Project Manager */RA/*
Policy Branch
Division of Advanced Reactors and Rulemaking
Office of New Reactors

SUBJECT: SUMMARY OF THE OCTOBER 18, 2012, PUBLIC MEETING TO
DISCUSS CHANGES DURING CONSTRUCTION, NEI 96-07,
APPENDIX C, REVISION 0C

On October 18, 2012, the U.S. Nuclear Regulatory Commission (NRC) staff held a public meeting at Church Street Building, CSB-3C19, Rockville, Maryland, with the public, industry and the Nuclear Energy Institute (NEI) representatives. The purpose of the meeting was to conduct a workshop discussing NEI comments on NEI 96-07, Appendix C, "Guideline for Implementation of Change Control Processes for New Nuclear Power Plants Licensed Under Title 10 of the *Code of Federal Regulations* (10 CFR) Part 52," Revision 0C, Section 4.1.1.1 "Nonconforming Conditions during Construction". The associated meeting notice is available at NRC Agencywide Documents Access and Management System (ADAMS) accession number ML12278A025. The NEI presentation discussed during the meeting is available at ADAMS accession number ML12321A173. The following provides a brief summary of the meeting.

Summary

Mr. Earl R. Libby, Policy Branch (APOB), Division of Advanced Reactors and Rulemaking (DARR), Office of New Reactors (NRO), conducted the meeting.

Ms. Kati Austgen, NEI, lead the discussion on the industry's perspective on a method for processing emergent plant changes and modifications that arise during the construction phase of the Part 52 combine license. The presentation on Section 4.1.1.1 of NEI 96-07 Revision 0C identified the basis for the industry desire for an emergent change process, as well as the attributes of the proposed process and NEI's position that the proposed process is consistent with NRC regulations.

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Ms. Denise McGovern, Ms. Amy Cabbage and other members of the NRC staff discussed with NEI and industry representatives the reasoning fundamental to NEI's proposed emergent change process and reiterated the NRC staff's position that construction must be in accordance with the licensing basis of the facility. The meeting was a continuation of the September 6, 2012 (ML12236A244) and September 20, 2012 (ML12321A194) meetings on Changes during Construction.

Mr. Libby will continue the discussions with staff, compiling the NRC staff comments on NEI 96 07, Appendix C. Additional public meetings on the Changes during Construction topics including the applicability and use of NEI 96-07, Appendix C and to resolve NRC staff comments will be scheduled.

Enclosures:
As stated

cc w/encl: See next page

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ADAMS Accession No.: ML12321A160-pkg * via e-mail NRC-001

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(Revised 03/26/2012)

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