SOUTHERN NUCLEAR OPERATING COMPANY, INC.

GEORGIA POWER COMPANY

OGLETHORPE POWER CORPORATION

MUNICIPAL ELECTRIC AUTHORITY OF GEORGIA

CITY OF DALTON

DOCKET NO. 52-025

VOGTLE ELECTRIC GENERATING PLANT UNIT 3

EXEMPTION FROM REGULATIONS SET FORTH IN

APPENDIX D OF 10 CFR PART 52

Exemption
License No. NPF-91

1. In a letter dated November 27, 2013, and supplemented by the letters dated March 7, May 23, and July 18, 2014, Southern Nuclear Operating Company (licensee) requested from the U.S. Nuclear Regulatory Commission (Commission) an exemption from the provisions of Title 10 of the *Code of Federal Regulations* (10 CFR) Part 52, Appendix D, Section III.B, "Design Certification Rule for the AP1000 Design, Scope, and Contents," as part of license amendment request (LAR) 13-034, "Reclassification of Portions of Human Factors Verification and Validation of Planning Documents" (LAR 13-034).

   For the reasons set forth in Section 3.1 of the NRC staff's Safety Evaluation, which can be found at Agencywide Documents Access and Management System Accession Number ML14073A770, the Commission finds that:

   A. the exemption is authorized by law;

   B. the exemption presents no undue risk to public health and safety;

   C. the exemption is consistent with the common defense and security;

   D. special circumstances are present in that the application of the rule in this circumstance is not necessary to serve the underlying purpose of the rule;

   E. the special circumstances outweigh any decrease in safety that may result from the reduction in standardization caused by the exemption; and

   F. the exemption will not result in a significant decrease in the level of safety otherwise provided by the design.

2. Accordingly, the licensee is granted an exemption to the provisions of 10 CFR Part 52, Appendix D, Section III.B, to allow deviations from the certified Design Control Document (DCD) Tier 2* information, as described in the licensee's request dated November 27, 2013, and supplemented by the letters dated March 7, May 23, and July 18, 2014. This exemption is related to, and necessary for the granting of License Amendment No. 22, which is being issued concurrently with this exemption.

3. As explained in Section 5 of the NRC staff's Safety Evaluation (ADAMS Accession Number ML14073A770), this exemption meets the eligibility criteria for categorical exclusion set forth in 10 CFR 51.22(c)(9). Therefore, pursuant to 10 CFR 51.22(b), no environmental impact statement or environmental assessment needs to be prepared in connection with the issuance of the exemption.

4. This exemption is effective as of the date of its issuance.

FOR THE NUCLEAR REGULATORY COMMISSION:

/RA/

Frank Akstulewicz, Director
Division of New Reactor Licensing
Office of New Reactors

Date of Issuance: September 3, 2014