

NOTICE OF VIOLATION

Duke Power Company
Oconee 1, 2, and 3

Docket Nos. 50-269, 270, and 287
License Nos. DPR-38, 47, and 55

During an NRC inspection conducted on March 16-23, 1996, a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," (60 FR 34381; June 30, 1995), the violation is listed below:

Code of Federal Regulations 10 CFR 50.72 (b)(2)(ii), requires in part that the licensee shall, within four hours, notify the NRC Operations Center via the Emergency Notification System of any event or condition that results in a manual or automatic actuation of any engineered safety feature, including the reactor protection system.

Contrary to the above, an automatic actuation of the Oconee Unit Three reactor protection system caused a trip of that unit from full power at 1:18 p.m., on March 16, 1996, but the required notification to NRC did not occur until 9:45 p.m., on March 16, 1996 (over eight hours later).

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

Pursuant to the provisions of 10 CFR 2.201, Duke Power Company is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region II, and a copy to the NRC Resident Inspector at the Oconee Nuclear Plant, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Because your response will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

Dated at Atlanta, Georgia
this 17th day of April 1996

ENCLOSURE 1

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PDR ADOCK 05000269
Q PDR