

RAI-1: Submit written communications (e.g., letters or emails) from the general licensees who currently utilize, or are planning to use, any of the Certificate of Compliance (CoC) No. 1004 Amendments for storing spent fuel in an independent spent fuel storage installation (ISFSI), stating that they either support, agree with, or do not object to the request for revision.

Under 10 CFR 72.62, general licensees are entities that are protected from backfitting, and in this instance, AREVA has requested revision to all amendments under CoC No. 1004 that affect approximately 18 general licensees. General licensees are required, pursuant to 10 CFR 72.212, to ensure that each cask conforms to the terms, conditions, and specifications of a CoC, and that each cask can be safely used at the specific site in question. Because the casks delivered under CoC No. 1004, must be evaluated under 10 CFR 72.212, if this revision request is approved, this change in the evaluation method and criteria constitutes a change in a procedure required to operate an ISFSI and, therefore, would constitute backfitting under 10 CFR 72.62(a)(2). NRC will normally only proceed with the revision if any impacted general licensees have voluntarily provided support for the revision in writing to the vendor, and that documentation is provided to the NRC as part of the application.

This information is needed to complete the review in accordance with 10 CFR 72.62.

RESPONSE TO RAI-1

Written communications from the 18 general licensees who currently utilize Certificate of Compliance (CoC) No. 1004 for storing spent fuel in an independent spent fuel storage installation (ISFSI) were provided in [1]. These letters and emails provide documentation that all current general licensees either support, agree with, or do not object to the request for revision. All general licensees have been notified of this licensing action by AREVA TN, and they are aware that, if this revision request is approved, any cask loadings that occurred after the amendment revision application was submitted on August 24, 2015 must also be re-evaluated in accordance with 10 CFR 72.212.

References

- [1] Letter E-44108 from Paul Triska (AREVA Inc.) to Document Control Desk (NRC), "Supporting Documentation from General Licensees Associated with the Application for Revision to the Standardized NUHOMS® System – CoC 1004, Amendments 0 through 11 and Amendment 13," February 9, 2016.

Revision to Application Impact:

No changes as a result of this question.