

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

COMMISSIONERS:

Joseph M. Hendrie, Chairman
Victor Gilinsky
Richard T. Kennedy
Peter A. Bradford
John F. Ahearne

In the Matter of

Special Nuclear Material
Authority for Access to or
Control

Docket Nos 10 CFR Parts 11,
50, and 70

ORDER

The Commission has received the Hearing Board's Report submitted on April 2, 1979.

After an initial review of that report, the Commission believes that further information and views should be obtained from the NRC Staff. The Staff is therefore requested to provide the Commission with its comments on the Board's Report. Specifically, the Staff should indicate whether, in light of the Board's Report, it considers that a sufficient record has been made to support a decision.

Further, the Staff should provide a legal analysis for its proposition that NRC must follow standards for access to SNM promulgated by the Secretary of Energy.

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Staff's response should be submitted _____ (certain date) _____.

[Other participants who wish to comment on the Hearing Board Report or the Staff's response are requested to submit any information or views they may have by _____.] [Other participants who wish to comment on Staff's response will be provided an opportunity to do so by a subsequent order.]

For the Commission

SAMUEL J. CHILK
Secretary of the Commission

Dated at Washington, D.C.,
this _____ day of May, 1979.

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