

February 15, 1990

P1-37

Mr. P. W. Marriott, Manager
Licensing and Consulting Services
General Electric Company
Nuclear Energy Business Operations
175 Curtner Avenue
San Jose, California 95125

Dear Mr. Marriott:

We have reviewed your letter of September 25, 1989 on evaluations of beyond design basis events and we believe your commitment to include the most limiting power conditions in future 10 CFR Part 21 evaluations is adequate. However, the second paragraph on page two of your letter raised a question on the exclusion of postulated events which are not known to have occurred from Part 21 evaluation. We believe that Part 21 evaluation should not exclude events from consideration solely because the event is not known to have occurred. On February 2, 1990, Bill Brach of my staff discussed this concern with Mr. Robert Mitchell of your staff and Mr. Mitchell confirmed that the possibility of events occurring would be one of the elements considered in Part 21 evaluations. If you have any questions that should arise in this regard on future Part 21 evaluations, please contact Bill Brach of the Vendor Inspection Branch (301) 492-0961 or Bob Jones of the Reactor Systems Branch (301) 492-0896.

Sincerely,

Original signed by:

Gus C. Lainas, Acting Director
Division of Reactor Inspection and
Safeguards
Office of Nuclear Reactor Regulation

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