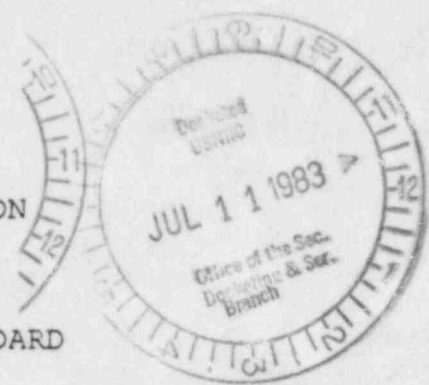


7/5/83

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
before the
ATOMIC SAFETY AND LICENSING BOARD



In the Matter of)
)
PUBLIC SERVICE COMPANY OF NEW)
HAMPSHIRE, et al.)
)
(Seabrook Station, Units 1 & 2))
_____)

Docket Nos. 50-443
50-444

APPLICANTS' RESPONSE TO SAPL CONTENTIONS
ON NEW HAMPSHIRE RADIOLOGICAL EMERGENCY
RESPONSE PLAN

Contention No. 1

SAPL Proposed Contention No. 1 is:

"The New Hampshire Radiological Emergency Response Plan (NHRERP), is insufficient to provide reasonable assurance that adequate protective measures can and will be taken in the event of a radiological emergency as required by 10 C.F.R. § 50.47(a)(1), in that the plan is incomplete."

The proposed contention as worded is simply too broad and too open-ended. The Applicants would have no objection to individual contentions phrased in the language of the

various particulars set out in the accompanying statement of basis in the SAPL filing.

Contention No. 2

SAPL Proposed Contention No. 2 is:

"Contrary to the requirement of NUREG-0654 II A 2.b, New Hampshire law does not provide clear authority for the governor to order a protective response, to include evacuation."

NUREG-0654 § II.A.2.b. requires that the plan "describe the legal basis for" the authority granted various persons. It does not require what the SAPL contention says it does.

Contention No. 3

No objection.

Contention No. 4

SAPL Proposed Contention No. 4 is:

"The evacuation estimate set forth in Table 2.6-7 is unreliable and underestimated."

Table 2.6-7 is entitled "Seabrook Station Evacuation Clear Time Estimates by Analysis Sectors" and is taken from the Seabrook Station Emergency Plan. Those estimates have been partially disposed of by summary disposition, and remaining issues will be litigated in Phase 1 of the hearings. There is nothing to be relitigated in Phase 2.

Contention Nos. 5-6

No objection is made to Nos. 5 and 6 as framed.

Contention No. 7

SAPL Proposed Contention No. 7 is:

"The periodic exercises of emergency response capabilities as described in the NHRERP do not satisfy the requirements of 10 C.F.R. 50.47(b)(14) or NUREG-0654 N 1b."

This contention is not litigable in an operating license proceeding. 10 C.F.R. § 50.47(a)(2).

Contention No. 8

No objection

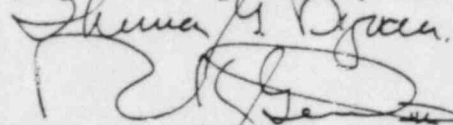
Contention No. 9

SAPL Proposed Contention No. 9 is:

"The NHRERP fails to comply with the requirements of 10 C.F.R. 50.47(b)(10) and NUREG-0654 J 12 as it has made no showing that the means for registering and monitoring of evacuees at relocation centers in host areas exist or that personnel and equipment are available to provide the capability of monitoring all EPZ residents and transients within a 12 hour period."

The regulations cited contain no requirements such as SAPL describes. No objection would be made to a reframing of a series of contentions from the "basis" statement where specific defects are alleged.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I, R. K. Gad III, one of the attorneys for the Applicants herein, hereby certify that on July 5, 1983, I made service of the within Applicants' Response to SAPL Contentions on New Hampshire Radiological Emergency Response Plan by mailing copies thereof, postage prepaid, to:

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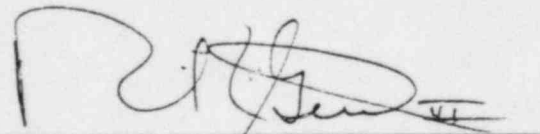
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