

APPENDIX A

NOTICE OF VIOLATION

Philadelphia Electric Company  
Peach Bottom Atomic Power Station

Docket Nos. 50-277 and 50-278  
License Nos. DPR-44 and DPR-56

As a result of the inspection conducted on March 19, 1982, and in accordance with the NRC Enforcement Policy (10 CFR Part 2, Appendix C), 47 FR 9987 (March 9, 1982), the following violation was identified:

10 CFR 30.41(b)(5) states that, ". . . any licensee may transfer byproduct material to any person authorized to receive such byproduct material under terms of a specific license . . . issued by . . . an Agreement State."

Section 1.2 of Regulation No. 61-83, "Transportation of Radioactive Waste Into or Within South Carolina", issued by the South Carolina Department of Health and Environmental Control, an Agreement State, states that, "All persons subject to the provisions of this regulation shall comply with . . . any disposal facility radioactive material license requirements regarding the packaging, transportation, disposal, storage, or delivery of radioactive materials."

Condition 50 of South Carolina License No. 097, an Agreement State license issued to Chem-Nuclear Systems, Inc., states, "The licensee shall not receive shipments of radioactive materials unless appropriate lifting devices . . . have been provided and securely attached to containers . . . within a cask."

Contrary to the above, on March 19, 1982, the Philadelphia Electric Company transferred 1.74 Curies of byproduct material to Chem-Nuclear Systems, Inc., at Barnwell, South Carolina, in a container (cask liner) which was not provided with appropriate lifting devices.

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

Philadelphia Electric Company is hereby required to submit to this office within thirty days of the date of the letter transmitting this Notice, a written statement or explanation in reply, including: (1) the corrective steps which have been taken and the results achieved; (2) corrective steps which will be taken to avoid further violations; and (3) the date when full compliance will be achieved. Where good cause is shown, consideration will be given to extending this response time.

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