

UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

NOV 0 8 1983

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MEMORANDUM FOR: Robert F. Burnett, Director
Division of Safeguards, NMSS

FROM: Darrell G. Eisenhut, Director
Division of Licensing

SUBJECT: REPORT ON TURKEY POINT REGULATORY EFFECTIVENESS REVIEW

In accordance with your memorandum of September 12, 1983, subject as above, and the results of an October 27, 1983, joint NRR/NMSS meeting to discuss same, the enclosures outline the staff's review and comments on the Turkey Point Regulatory Effectiveness Review. As discussed at the October 27th, meeting, those sections (Vital Area Assumptions) contained in the enclosed Auxiliary Systems Branch comments, are to be addressed generically at the forthcoming November 16, 1983 meeting.

One of NRR's specific concerns with the Turkey Point RER is trying to adapt it into the licensing process. As we understand RER's, one of the major objectives is to assess the effectiveness of reactor safeguards relative to the design basis threat contained in 10 CFR 73.1(a)(1). When one reviews the RER report on Turkey Point, the initial conclusion in Section 2.1 is that no potential sabotage vulnerability that seriously questions the licensee's capability to meet the design basis threat exists at Turkey Point. However, the report, as written, implies that the licensee is required to take prompt remedial action to correct the items identified as "Safeguards Programs Concerns." The only basis we could identify in the RER report for requiring these changes is "the teams judgement." In our opinion, this is inadequate justification for taking a licensing action.

We suggest that a different format be established for issues identified in RERs. For those items identified in the on-site review that the Regional Offices could address through their inspection effort (licensee non-compliance), a separate report could be issued. Those issues meeting the requirements for backfitting could be handled in conformance with established procedures for backfitting. Rulemaking, as a result of RER's, could be handled in accordance with established procedures.

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Enclosure(s) contain(s) SAFEGUARDS INFORMATION. Discernible when separated from attachments.

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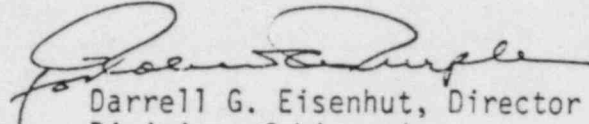
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Robert F. Burnett

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We look forward to receiving your views on these matters so we can decide how to proceed with the Turkey Point RER report.


Darrell G. Eisenhut, Director
Division of Licensing

Enclosures: As stated (Safeguards Information)

cc: ~~D. McDonald~~
N. Fiorvante
W. Kennedy

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