

SEP 6 1962

Mr. J. B. Neillands  
169 Hill Road  
Berkeley, California

Dear Mr. Neillands:

This is in reply to your letter of August 20, 1962. I am enclosing herewith a copy of Part 9 of the Commission's regulations "Public Records" which I believe should answer your inquiry concerning access to Commission documents. All "public records", as defined in Part 9, are available for inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D. C. Certain of those documents, such as the Hazards Analysis prepared by the Commission's Division of Licensing and Regulation and the Hearing Examiner's Initial Decisions are available for distribution to members of the public without charge, while others, such as applications and other documents filed by applicants or parties to a proceeding, transcripts of hearings, and exhibits received in evidence in such hearings will be made available at a charge of 35 cents per page. Also enclosed is a copy of Part 2 of the Commission's regulations "Rules of Practice" relating to our hearing procedures.

In accordance with your expressed interest in the Humboldt Bay facility of Pacific Gas & Electric Company, I am enclosing a copy of the Hazards Analysis prepared by the Commission's Division of Licensing and Regulation concerning Pacific Gas & Electric Company's application for a provisional operating license for the Humboldt Bay reactor. Attached to this Hazards Analysis are all four of the reports of the Advisory Committee on Reactor Safeguards concerning this project. As you may know, Pacific Gas & Electric Company's applications for a construction permit and for a provisional operating license for the Humboldt Bay reactor were each the subject of extensive public hearings in which all safety aspects of the reactor, including the pressure suppression containment system, were carefully considered. The entire license application and related correspondence concerning the Humboldt Bay project may be inspected at the Commission's Public Document Room. You will probably also be able to obtain access to many of these documents by contacting the Office of Atomic Energy Development and Radiation (State of California), Sacramento 16, California.

The Commission has not as yet received an application from Pacific Gas & Electric Company for its proposed facility at Bodega Atomic Park and, accordingly, we are not aware of the details of that proposal. However,

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the Staff has discussed the general features of the proposed Bodega reactor with Pacific Gas & Electric Company representatives, and it is our understanding that the Company proposes to use the pressure suppression containment system in this reactor.

I am also enclosing herewith copies of Part 100 of the Commission's regulations "Reactor Site Criteria". Part 100 as originally proposed and published for comment on February 11, 1961, provided that "no facility should be located closer than 1/4 to 1/2 mile from the surface location of a known active earthquake fault". In the regulations as adopted, the minimum distance was changed to 1/4 mile in order to eliminate the ambiguity in the regulation as originally proposed.

For your further information the public hearing on the Humboldt Bay reactor was held on July 19, 1962, and the hearing examiner's Initial Decision authorizing issuance of a provisional operating license was published on August 17, 1962. Under the Commission's rules, the hearing examiner's Initial Decision became immediately effective and will become the final decision of the Commission on October 2, 1962, unless modified or reversed by the Commission prior to that time. Accordingly, subject to any action the Commission may take before October 2, the provisional operating license was issued in accordance with the hearing examiner's decision on August 28, 1962. You will note that your letter to me of August 20 asking for the enclosed information and your letter of August 31 to the Commission requesting intervention in the Humboldt Bay case both came after the hearing and after the time allowed for intervention as provided in the Commission's Rules of Practice. You may expect that the Commission will rule upon your request for intervention in the near future and in no event later than October 2, 1962.

Sincerely yours,

H. L. PRICE

Harold L. Price  
Director of Regulation

Via AIR MAIL

Enclosures:  
As stated above

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H. L. Price

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Please let me know if I can be of further assistance to you in this matter.

Sincerely yours,

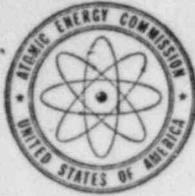
Harold L. Price  
Director of Regulation

Enclosures:  
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UNITED STATES  
ATOMIC ENERGY COMMISSION  
WASHINGTON 25, D.C.

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