

Stephen B. Bram  
Vice President

DOCKET NUMBER PR 50, 72, 170  
PROPOSED RULE (54 FR 19379)

208

DOCKETED  
USNRC

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June 16, 1989

Re: Indian Point Unit No. 2  
Docket No. 50-247

OFFICE OF REGULATORY  
DOCKETING & SERVICE  
BRANCH

Secretary  
US Nuclear Regulatory Commission  
Washington, DC 20555

Attention: Docketing and Service Branch

SUBJECT: Comments on Proposed Changes to 10 CFR Parts 50, 72 and 170  
Regarding Storage of Spent Nuclear Fuel in NRC Approved Storage  
Casks at Nuclear Power Reactor Sites

Consolidated Edison Company of New York, Inc. (Con Edison), as owner and operator of the Indian Point Nuclear Generating Station Units 1 and 2, is pleased to submit comments on the proposed revisions to 10 CFR Parts 50, 72 and 170 as published in the May 5, 1989 Federal Register (54 Fed Reg 19379).

In the second paragraph of the "Safeguards" discussion (page 19382), it is stated that "no specific safeguards measures to protect against theft are proposed other than maintaining accounting records and conducting periodic inventories of the special nuclear material contained in the spent fuel." The term "periodic inventories" is unclear. This statement could be interpreted as requiring periodic opening of the casks, which is not the intent of storing spent fuel in casks. This statement should be changed to clarify the intended requirement.

In addition, Section 72.236, item (c) of the proposed rule states:

"(c) The cask must be designed and fabricated so that the spent fuel is maintained in a subcritical condition under credible conditions."

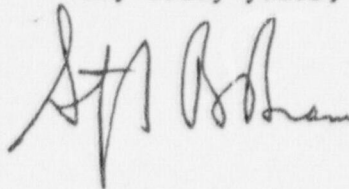
The term "credible conditions" should be defined and examples and/or references provided.

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We appreciate the opportunity to comment on the proposed changes. If you or your staff have any questions on the above comments, please contact Mr. Jude G. Del Percio, Manager, Regulatory Affairs.

Very truly yours,



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