

July 24, 2002

Mr. Al Cox
Homestake Mining Company
P.O. Box 98
Grants, NM 87020

SUBJECT: HOMESTAKE MINING COMPANY - INDIRECT TRANSFER OF CONTROL AND
QUALIFICATIONS OF THE RADIATION PROTECTION ADMINISTRATOR

Dear Mr. Cox:

The U.S. Nuclear Regulatory Commission (NRC) advised you in a letter dated April 28, 2002, that the merger of the parent company of the licensee (Homestake Mining Company of California) with Barrick Holding Company, a wholly owned subsidiary of Barrick Gold Corporation, was an indirect transfer of control because it involved a transfer of the parent company and not of the licensee itself. The merger of the parent company with Barrick Holding Company could affect the licensee's activities because the licensee's surety instrument is a parent company guarantee. Therefore, you were requested to provide the NRC with the transfer of control information delineated in Section 5 of NUREG-1556, Volume 15, within 30 days of receipt of the letter. You provided the requested information by letter dated June 4, 2002; however, you stated under Section 5.3(a), that there will be no change in the organization that exercises control.

The NRC staff has determined that, because the licensee is now an indirect wholly owned subsidiary of Barrick Gold Corporation (BGC), the changes in the organization that exercises control over the licensed program is BGC, and that organization should have been described in your response. However, your submittal concerning BGC on March 15, 2002, and the BGC financial statements submitted June 26, 2002, in addition to the information staff has obtained from the Internet, are sufficient to address this issue.

Your letter of May 28, 2002, stated that you are now the Radiation Protection Administrator (Radiation Safety Officer) at the Homestake Grants Project. The NRC staff requests that you provide information which confirms that you meet the education, health physics experience, specialized training, and specialized knowledge requirements as described in Regulatory Guide 8.31, Section 2.4.1, as required by License Condition 21.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS

A. Cox

2

is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

If you have any questions regarding this letter, please contact the NRC Project Manager, Ms. Elaine Brummett, at (301) 415-6606 or by e-mail at esb@nrc.gov.

Sincerely,

/RA/

Daniel M. Gillen, Chief
Fuel Cycle Facilities Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket 40-8903
License SUA-1471

cc: Ingersoll, Barrick
Purcell, EPA

A. Cox

2

July 24, 2002

Mr. Al Cox
Homestake Mining Company
P.O. Box 98
Grants, NM 87020

SUBJECT: HOMESTAKE MINING COMPANY - INDIRECT TRANSFER OF CONTROL AND
QUALIFICATIONS OF THE RADIATION PROTECTION ADMINISTRATOR

Dear Mr. Cox:

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm.html> (the Public Electronic Reading Room).

If you have any questions regarding this letter, please contact the NRC Project Manager, Ms. Elaine Brummett, at (301) 415-6606 or by e-mail at esb@nrc.gov.

Sincerely,
/RA/

Daniel M. Gillen, Chief
Fuel Cycle Facilities Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket No: 40-8903
License: SUA-1471

cc: Ingersoll, Barrick
Purcell, EPA

Accession No.: ML022060103

DISTRIBUTION: C.Cain, RIV ACNW FCFB r/f
C:\ORPCheckout\FileNET\ML022060103.wpd

OFC	FCFB		FCFB		OGC		FCFB		FCFB	
NAME	EBrummett		JMuskievicz		STreby		GJanosko		DGillen	
DATE	7/9/02		7/10 /02		7/15/02		7/24/02		7/24/02	

OFFICIAL RECORD COPY