



DOCKETED  
GE Nuclear Energy

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OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH

Secretary of the Commission  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

DOCKET NUMBER  
PROPOSED RULE PR 52  
(60FR17924) (4)

Attention: Docketing and Service Branch

Subject: Comments on Notice of Proposed Rulemaking for Standard Design  
Certification for the System 80+ Design; 60 Fed. Reg. 17924 (April 7, 1995);  
Docket No. 52-002

Dear Sir:

On April 7, 1995, the NRC published a notice of proposed rulemaking (NPR) for design certification of the System 80+ under 10 CFR Part 52. The following comments are being provided on behalf of the applicant for design certification of the Advanced Boiling Water Reactor (ABWR), GE Nuclear Energy (GE).

The NPR for the System 80+ is substantively identical to the NPR for design certification of the ABWR. GE assisted the Nuclear Energy Institute (NEI) in preparing its comments on the proposed design certification rules for both the ABWR and System 80+. GE fully supports and endorses NEI's comments. Given the extensive nature of NEI's comments, GE is hereby incorporating NEI's comments by reference rather than duplicating the analyses contained therein.

In summary, there are a number of provisions in the NPRs that are inconsistent with either the Commission's regulations, prior Commission decisions, the purpose of Part 52, or previous guidance by the NRC Staff. The NPRs as drafted would greatly decrease the stability and certainty of the licensing process envisioned when the Commission promulgated Part 52. Additionally, as drafted, the NPRs would greatly add to the costs associated with implementation of Part 52, without any increase in safety. In issuing the final design certification rules, GE urges the Commission to modify the proposed rules as recommended by NEI to ensure the stability and certainty of the Part 52 licensing process.

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GE is not requesting an informal hearing on the NEI comments incorporated herein. These comments raise policy-related issues that can be resolved by the Commission without a hearing. However, if the Commission should decide to hold a hearing at the request of another person on a matter that is related to these comments, GE reserves the right to request to participate in such hearing in order to protect its interests in the form and content of the design certification rules.

Sincerely,

A handwritten signature in cursive script, appearing to read 'J.F. Quirk', is written over the typed name.

J.F. Quirk

cc: D.M. Crutchfield (NPC)  
S.M. Franks (DOE)  
R. L. Simard (NEI)  
C.B. Brinkman (ABB/CE)