

40-8781/SLW/85/05/08/1

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URFO:SLW

Docket No. 40-8781

MEMORANDUM FOR: Docket File No. 40-8781

FROM: Sandra L. Wastler, Project Manager
Licensing Branch 1
Uranium Recovery Field Office, Region IV

SUBJECT: MEETING MINUTES - APRIL 19, 1985 MEETING BETWEEN
URFO, UNC TETON AND THE BRITISH CENTRAL ELECTRICITY
GENERATING BOARD

At the request of UNC Teton, a meeting was held on April 29, 1985, between the NRC, UNC Teton and the British Central Electricity Generating Board (BCEGB). A list of attendees is attached. The purpose of the meeting was to discuss the potential for transfer of UNC Teton's commercial Source Material License No. SUA-1403 to the BCEGB. The salient points brought out during this meeting are as follows:

1. Regardless of property ownership, UNC Teton, under R&D Source Material License No. SUA-1373, is solely responsible for the decommissioning of the Leuenberger site. As stated in the meeting, under BCEGB property ownership if UNC Teton does not meet the decommissioning requirements of the license, BCEGB will be liable for decommissioning of the site.
2. UNC Teton's commercial Source Material License is not automatically transferred with the sale of the Leuenberger property. The fact that the Leuenberger site is a proven commercial commodity is not altered by ownership. In order to obtain a commercial Source Material License, the BCEGB will be required to submit a license application for review and approval.
3. In accordance with 10 CFR Part 40.32, the NRC will approve an application for a source material license if:

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- a. The application is for a purpose authorized by the Act;
 - b. The applicant is qualified by reason of training and experience to use the source material for the purpose requested in such manner as to protect health and minimize danger to life or property;
 - c. The applicant's proposed equipment, facilities and procedures are adequate to protect health and minimize danger to life or property; and
 - d. The issuance of the license, as supported by the Environmental Assessment, will not be inimical to the common defense and security or health and safety of the public.
4. The simplest means of the BCEGB obtaining a commercial source material license would be by unconditionally proposing, in the license application, to commercially operate and mine the Leuenberger site in the exact same manner originally proposed by UNC Teton in their commercial license application and supporting data. The commitment should be supported by a detailed listing of all documents submitted by UNC Teton in support of their commercial source material license application. By doing this, the NRC is already assured that (based on UNC Teton's application) 10 CFR 40.32(a), (c) and (d) listed in item No. 3 have been met. Therefore, the BCEGB application, in addition to the commitments above, would only need to provide sufficient information so that the NRC is assured that 10 CFR 40.32(b) as listed in item No. 3 above is met.
5. The source material license issued to the BCEGB by the method outlined in item No. 4 above, would contain all the license conditions now present in SUA-1403. In addition, the following type of additional license conditions may be necessary.
- a. The licensee would have to have a surety in place prior to implementing the license. Since the surety is held by the State of Wyoming, the NRC's surety requirements would therefore be consistent with the WDEQ surety requirements.
 - b. The licensee would have to provide the resumes of the RSO and HPT to assure compliance with the qualifications in Regulatory Guide 8.31, prior to implementing the license.

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6. The NRC review time for a license application as discribed above, would be approximately 2 to 3 months. The review time is dependent on the in-house workload at the time the license application is submitted.

Subsequent to the April 29, 1985 meeting, the NRC determined that the transfer of UNC Teton's commercial source material license to the BCEGB could be accomplished in the same manner as the license transfer between EFN and UMETCO in 1984, related to the White Mesa Mill. As a result, UNC Teton would only have to submit a letter, countersigned by the BCEGB, to the NRC requesting the transfer of their commercial source material license SUA-1403 to the BCEGB. This letter would contain UNC Teton's request for the license transfer, a committment by BCEGB to assume all the responsibilities under the commercial license, provide a BCEGB organizational chart and information regarding the BDEGB's qualifications to operate the commercial facility. This information was relayed to J. Velasquez of UNC by telephone on May 8, 1985.

Sandra L. Wastler

Sandra L. Wastler, Project Manager
Licensing Branch 1
Uranium Recovery Field Office
Region IV

Original Signed by
Edward F. Hawkins

Approved by:

Edward F. Hawkins, Chief
Licensing Branch 1
Uranium Recovery Field Office, Region IV

Attachment: As stated

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LIST OF ATTENDEES

Sandra L. Wastler
Juan R. Velasquez
Richard Appel
Vince F. Tonc
John Hunter
Christopher A. Tyson

U.S. Nuclear Regulatory Commission
UNC Teton
UNC Teton Consultant
UNC Mining and Milling
British Central Electricity Generating Board
British Central Electricity Generating Board