

NOTICE OF VIOLATION

Westinghouse Electric Corporation
Commercial Nuclear Fuel Division

Docket No. 70-1151
License No. SNM 1107

During an NRC inspection conducted on September 9-26, 1996, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions, NUREG-1600" the violation is listed below:

License Condition S-3 of SNM-1107 requires that the licensee shall maintain and execute the response measures in the Site Emergency Plan, dated April 30, 1990, and revisions dated March 31, and September 30, 1992; March 25, August 15, and September 30, 1994; January 9, February 17, August 17, and October 23, 1995; or as further revised by the licensee consistent with 10 CFR 70.32(i).

Section 7.8 of the Site Emergency Plan requires that the licensee perform annual independent audits of the emergency preparedness program including the SEP and Implementing Procedures, training activities, emergency facilities, equipment, supplies, records, etc.

Contrary to the above, the inspector reviewed audit documentation and interviewed the Lead Auditor for the 1995 audit conducted on September 28, 1995. Based on the documentation and interview, the inspector determined that the audit was not conducted as required by the SEP. The licensee's audit consisted exclusive of the CY 95 exercise. No evaluations were performed within the areas of training, emergency facilities, equipment, supplies, records, or the Site Emergency Plan and Implementing Procedures.

This is a Severity Level IV violation (Supplement VIII).

Pursuant to the provisions of 10 CFR 2.201, Westinghouse Electric Corporation is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region II, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Your response may reference or include previous docketed correspondence if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Dated at Atlanta, Georgia
This 1st day of November, 1996

Enclosure 1

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