scope plants and (2) provide guidance to licensees who wish to voluntarily modify their previously committed seismic IPEEE programs. This generic letter will be made available in the NRC Public Document Room. The information that was sent to the Committee to Review Generic Requirements, including the resolution of public comments received on this generic letter, will be made available in the NRC Public Document Room. This generic letter is also discussed in Commission information paper SECY–95–213 which will made available in the NRC Public Document Room.

DATES: The generic letter was issued on September 8, 1995.

ADDRESSES: Not Applicable.

FOR FURTHER INFORMATION CONTACT: John T. Chen (301) 415–6549.

SUPPLEMENTARY INFORMATION: None.

Dated at Rockville, MD, this 11th day of September, 1995.

For the Nuclear Regulatory Commission.

Alfred E. Chaffee,

Chief, Events Assessment and Generic Communications Branch, Division of Reactor Program Management, Office of Nuclear Reactor Regulation.

[FR Doc. 95–23175 Filed 9–18–95; 8:45 am]

BILLING CODE 7590–01–M

[Docket No. 50–278]

PECO Energy Co.; Notice of Consideration of Issuance of Amendment to Facility Operating License, Proposed No Significant Hazards Consideration Determination, and Opportunity for a Hearing

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. DPR–56, issued to PECO Energy Company, et al., (the licensee), for operation of the Peach Bottom Atomic Power Station, Unit 3, located in York County, Pennsylvania.

The proposed amendment would delete License Condition 2.C(5) from Facility Operating License DPR–56 which restricts power levels to no less than seventy percent in the coastdown condition.

The amendment is being proposed on a exigent basis in accordance with 10 CFR 50.91(a)(6). On August 29, 1995, the licensee discovered that it was operating at sixty-two percent power in the coastdown condition in violation of License Condition 2.C(5). On August 30, 1995, in order to avoid an unwarranted plant shutdown, the licensee requested enforcement condition for this violation until such time as the staff could process a permanent change to the facility operating license that would delete License Condition 2.C(5). The NRC staff authorized enforcement discretion verbally on August 30, 1995 and in writing on September 1, 1995, by letter to Mr. George Hunger, PECO Energy Company. The amendment is being considered on an exigent basis in order to minimize the length of time the licensee is operating in violation of License Condition 2.C(5).

Pursuant to 10 CFR 50.91(a)(6) for amendments to be granted under exigent circumstances, the NRC staff must determine that the amendment request involves no significant hazards consideration. Under the Commission's regulations in 10 CFR 50.92, this means that operation of the facility in accordance with the proposed amendment would not (1) involve a significant increase in the probability or consequences of an accident previously evaluated; or (2) create the possibility of a new or different kind of accident from any accident previously evaluated; or (3) involve a significant reduction in a margin of safety. As required by 10 CFR 50.91(a), the licensee has provided its analysis of the issue of no significant hazards consideration, which is presented below:

1. The proposed change does not involve a significant increase in the probability or consequences of any accident previously evaluated.

Deletion of License Condition 2.C(5) is an administrative change that will not involve a significant increase in the probability or consequences of any accident previously evaluated. This license condition is more appropriately controlled by other licensing bases documents, which include the NRC approved GESTAR II analyses and the cycle specific reload licensing reports, and should not be part of the FOL. Accidentally, this FOL change will not alter any safety limits which ensure the integrity of fuel barriers, and will not result in any increase to onsite or offsite dose.

No physical changes are being made to the plant, nor are there any changes being made in the operation of the plant as a result of this change which could involve a significant increase in the probability or consequences of any accident previously evaluated. Additionally, this change will not alter the operation of equipment assumed to be available for the mitigation of accidents or transients.

2. The proposed change does not create the possibility of a new or different kind of accident from any previously evaluated.

Deletion of License Condition 2.C(5) is an administrative change that will not create the possibility of a new or different type of accident from any previously evaluated. Deletion of License Condition 2.C(5) is an administrative change that will not involve any changes to plant systems, structures or components (SCCs) which could act as new accident initiators. This change will not impact the manner in which SSCs are tested such that a new or different type of accident from any previously evaluated could be created.

3. The proposed change does not result in a significant reduction in the margin of safety.

No margins of safety are reduced as a result of the proposed deletion of License Condition 2.C(5). No safety limits will be changed as a result of this change. The proposed change does not involve a reduction in the margin of safety because this change is an administrative change which will not impact core limits or any other parameters that are used in the mitigation of a UFSAR design basis accident or transient. The change to the FOL does not introduce any hardware changes, and will not alter the intended operation of plant structures, systems or components utilized in the mitigation of UFSAR design basis accidents or transients. Additionally, this change will not introduce any new failure modes of plant equipment not previously evaluated.

The NRC staff has reviewed the licensee's analysis and, based on this review, it appears that the three standards of 10 CFR 50.92(c) are satisfied. Therefore, the NRC staff proposes to determine that the amendment request involves no significant hazards consideration.

The Commission is seeking public comments on this proposed determination. Any comments received within 15 days after the date of publication of this notice will be considered in making any final determination.

Normally, the Commission will not issue the amendment until the expiration of the 15-day notice period. However, should circumstances change during the notice period, such that failure to act in a timely way would result, for example, in derating or shutdown of the facility, the Commission may issue the license amendment before the expiration of the 15-day notice period, provided that its final determination is that the amendment involves no significant hazards consideration. The final determination will consider all public and State comments received. Should the Commission take this action, it will publish in the Federal Register a notice of issuance. The Commission expects that the need to take this action will occur very infrequently.

Written comments may be submitted by mail to the Rules Review and Directives Branch, Division of Freedom of Information and Publications Services, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and should cite the publication date and page number of

this Federal Register notice. Written comments may also be delivered to Room 6D22, Two White Flint North, 11545 Rockville Pike, Rockville, Maryland, from 7:30 a.m. to 4:15 p.m. Federal workdays. Copies of written comments received may be examined at the NRC Public Document Room, the Gelman Building, 2120 L Street NW., Washington, DC.

The filing of requests for hearing and petitions for leave to intervene is discussed below.

By October 18, 1995, the licensee may file a request for a hearing with respect to issuance of the amendment to the subject facility operating license and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written request for a hearing and a petition for leave to intervene. Requests for a hearing and a petition for leave to intervene shall be filed in accordance with the Commission's ''Rules of Practice for Domestic Licensing Proceedings'' in 10 CFR Part 2. Interested persons should consult a current copy of 10 CFR 2.714 which is available at the Commission's Public Document Room, the Gelman Building, 2120 L Street NW., Washington, DC, and at the local public document room located at the Government Publications Section, State Library of Pennsylvania, (Regional Depository) Education Building, Walnut Street and Commonwealth Avenue, Box 1601, Harrisburg, Pennsylvania 17105. If a request for a hearing or petition for leave to intervene is filed by the above date, the Commission or an Atomic Safety and Licensing Board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel, will rule on the request and/or petition; and the Secretary or the designated Atomic Safety and Licensing Board will issue a notice of hearing or an appropriate order.

As required by 10 CFR 2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding, and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) The nature of the petitioner's right under the Act to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend the petition without requesting leave of the Board up to 15 days prior to the first prehearing conference scheduled in the proceeding, but such an amended petition must satisfy the specificity requirements described above.

Not later than 15 days prior to the first prehearing conference scheduled in the proceeding, a petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter. Each contention must consist of a specific statement of the issue of law or fact to be raised or controverted. In addition, the petitioner shall provide a brief explanation of the bases of the contention and a concise statement of the alleged facts or expert opinion which support the contention and on which the petitioner intends to rely in proving the contention at the hearing. The petitioner must also provide references to those specific sources and documents of which the petitioner is aware and on which the petitioner intends to rely to establish those facts or expert opinion. Petitioner must provide sufficient information to show that a genuine dispute exists with the applicant on a material issue of law or fact. Contentions shall be limited to matters within the scope of the amendment under consideration. The contention must be one which, if proven, would entitle the petitioner to relief. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

If the amendment is issued before the expiration of the 30-day hearing period, the Commission will make a final determination on the issue of no significant hazards consideration. If a hearing is requested, the final determination will serve to decide when the hearing is held.

If the final determination is that the amendment request involves no significant hazards consideration, the Commission may issue the amendment and make it immediately effective, notwithstanding the request for a hearing. Any hearing held would take place after issuance of the amendment.

If the final determination is that the amendment request involves a significant hazards consideration, any hearing held would take place before the issuance of any amendment.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Docketing and Services Branch, or may be delivered to the Commission's Public Document Room, the Gelman Building, 2120 L Street NW., Washington, DC, by the above date. Where petitions are filed during the last 10 days of the notice period, it is requested that the petitioner promptly so inform the Commission by a toll-free telephone call to Western Union at 1–(800) 248–5100 (in Missouri 1–(800) 342–6700). The Western Union operator should be given Datagram Identification Number N1023 and the following message addressed to John F. Stolz: petitioner's name and telephone number, date petition was mailed, plant name, and publication date and page number of this Federal Register notice. A copy of the petition should also be sent to the Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and to J. W. Durham, Sr., Esquire, Sr. V.P. and General Counsel, PECO Energy Company, 2301 Market Street, Philadelphia, Pennsylvania 19101, attorney for the licensee.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the presiding Atomic Safety and Licensing Board that the petition and/or request should be granted based upon a balancing of the factors specified in 10 CFR 2.714(a)(1) (i)–(v) and 2.714(d).

For further details with respect to this action, see letter dated August 30, 1995, and the application for amendment dated September 1, 1995, which are available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street NW., Washington, DC, and at the local public document room, located at the Government Publications Section, State Library of Pennsylvania, (Regional Depository) Education Building, Walnut Street and Commonwealth Avenue, Box 1601, Harrisburg, Pennsylvania 17105.

Dated at Rockville, MD, this 13th day of September 1995.

For the Nuclear Regulatory Commission.

John F. Stolz,

Director, Project Directorate I–2, Division of Reactor Projects—I/II, Office of Nuclear Reactor Regulation.

[FR Doc. 95–23176 Filed 9–18–95; 8:45 am]

BILLING CODE 7590–01–P

[Docket Nos. 50–338 and 50–339]

Virginia Electric & Power Company, North Anna Power Station Units 1 and 2; Exemption Amendment

I

The Virginia Electric and Power Company (VEPCO, the licensee) is the holder of Operating License No. NPF–4 which authorizes operation of North Anna Power Station Unit 1 and Operating License No. NPF–7 which authorizes operation of Unit 2. These operating licenses provide, among other things, that the North Anna Power Station is subject to all rules, regulations, and Orders of the Commission now or hereafter in effect.

The station comprises two pressurized water reactors at the Licensee's site located in Louisa County, Virginia.

II

By letter to the licensee dated November 6, 1986, Exemption 1 (among others) was approved by the NRC. Exemption 1 was from the technical requirements of Section III.G.3 of Appendix R to 10 CFR Part 50 to the extent that fire detection and fixed suppression systems were not installed throughout the Auxiliary, Fuel, and Decontamination Building (Fire Area 11). The original Safety Evaluation supporting Exemption 1 stated the charging pump cubicles had 3-hour fire-rated walls, and that the penetrations in these walls were sealed to a rating of 3 hours. By letter dated December 11, 1992, the licensee requested an addendum (exemption amendment) which revises the original Exemption 1 to account for non-fire-rated penetration seals and unprotected openings located in the south wall of the charging pump cubicles. The lack of penetration seals was identified in an NRC Inspection Report 50–338, 339/92–18 dated October 19, 1992.

The Commission's staff has evaluated the information provided by the licensee to support the addendum to Exemption 1. The Commission's Safety Evaluation relating to an Addendum to Exemption 1 From Certain Requirements of Appendix R to 10 CFR Part 50 is being issued concurrently with this exemption amendment. The Safety Evaluation concludes that the lack of fire-rated penetration seals in the south wall of the pump cubicles does not present an undue risk to the public health and safety and that special circumstances are present in that application of the regulation in the particular circumstances is not necessary to achieve the underlying purpose of the rule.

III

The underlying purpose of Section III.G.3 of Appendix R to 10 CFR Part 50 is to ensure that safe shutdown capability is maintained. Notwithstanding the lack of three hour rated penetration seals, the circumstances, as fully described in the Safety Evaluation, are such that the installation of fire detection and fixed suppression systems throughout Fire Area 11 is not necessary to provide reasonable assurance that safe shutdown capability is maintained.

Therefore, the staff concludes that ''special circumstances'' exist for the licensee's requested exemption amendment in that application of the regulation in these particular circumstances is not necessary to achieve the underlying purposes of Section III.G.3 of Appendix R to 10 CFR Part 50. The Commission hereby grants an amendment to Exemption 1 granted November 6, 1986, and authorizes the subject addendum (attached) to revise Exemption 1 to account for non-fire-rated penetrations in the south wall of the charging pump cubicles.

IV

Accordingly, the Commission has determined that, pursuant to 10 CFR Part 50.12(a), (1) the exemption amendment as described in Section II is authorized by law and will not present an undue risk to the public health and safety and is consistent with common defense and security, and (2) special circumstances are present for the exemption amendment in that application of the regulation in this particular circumstance is not necessary to achieve the underlying purposes of Appendix R to 10 CFR Part 50.

Pursuant to 10 CFR 51.32, the Commission has determined that the issuance of the exemption amendment will have no significant impact on the environment (60 FR 45747).

This exemption amendment is effective upon its issuance.

Dated at Rockville, Maryland this 12th day of September 1995.

For the Nuclear Regulatory Commission.

Ledyard B. Marsh,

Acting Director, Division of Reactor Projects—I/II, Office of Nuclear Reactor Regulation.

[FR Doc. 95–23174 Filed 9–18–95; 8:45 am]

BILLING CODE 7590–01–P

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

Notice of Meeting of the Trade Advisory Committee on Africa

AGENCY: Office of the United States Trade Representative.

ACTION: Notice that the September 28, 1995 meeting of the Trade Advisory Committee on Africa will be held from 11:00 a.m. to 2:00 p.m. The meeting will be closed to the public from 11:00 a.m. to 1:15 p.m. The meeting will be open to the public from 1:15 p.m. to 2:00 p.m.

SUMMARY: The Trade Advisory Committee on Africa will hold a meeting on September 28, 1995 from 11:00 a.m. to 2:00 p.m. The meeting will be closed from 11:00 a.m. to 1:15 p.m. when the meeting will include a review and discussion of current issues which influence U.S. trade policy. Pursuant to Section 2155(f)(2) of Title 19 of the United States Code, I have determined that this portion of the meeting will be concerned with matters the disclosure of which would seriously compromise the development by the United States Government of trade policy, priorities, negotiating objectives or bargaining positions with respect to the operation of any trade agreement and other matters arising in connection with the development, implementation and administration of the trade policy of the United States. The meeting will be open to the public and press from 1:15 p.m. to 2:00 p.m. when trade policy issues will be discussed. Attendance during this part of the meeting is for observation only. Individuals who are not members of the committee will not be invited to comment.

DATES: The meeting is scheduled for September 28, 1995, unless otherwise notified.

ADDRESSES: The meeting will be held at the Jefferson Hotel at 16th and M Street, Washington, D.C., unless otherwise notified.

FOR FURTHER INFORMATION CONTACT: Michaelle Burstin, Director of Public Liaison, Office of the United States Trade Representative, (202) 395–6120.

Michael Kantor,

United States Trade Representative.

[FR Doc. 95–23172 Filed 9–18–95; 8:45 am]

BILLING CODE 3190–01–M