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Contents

THE PRESIDENT

Proclamation

Voluntary Overseas Aid Week..... 3505

EXECUTIVE AGENCIES

Agricultural Marketing Service

PROPOSED RULE MAKING:

Dates produced or packed in designated area in California; containers..... 3519

Valencia oranges in Arizona and designated part of California; expenses and assessment rate for 1961-62 fiscal year..... 3519

RULES AND REGULATIONS:

Tomatoes:
Import restrictions..... 3507
Lower Rio Grande Valley in Texas; shipment limitation... 3507

Agricultural Research Service

PROPOSED RULE MAKING:

Foreign cotton and covers..... 3519
Scabies in sheep; eradication areas..... 3521

Agricultural Stabilization and Conservation Service

RULES AND REGULATIONS:

Milk in certain marketing areas; determination of equivalent factor to be used in computation of Class I price:
Philadelphia, Pa..... 3508
Wilmington, Del..... 3508

Agriculture Department

See Agricultural Marketing Service; Agricultural Research Service; Agricultural Stabilization and Conservation Service.

Army Department

See Engineers Corps.

Atomic Energy Commission

RULES AND REGULATIONS:

Reactor site criteria..... 3509

Civil Aeronautics Board

NOTICES:

Nuclear damage rule; prehearing conference..... 3524

Commerce Department

See Maritime Administration.

Defense Department

See Engineers Corps.

Engineers Corps

RULES AND REGULATIONS:

Anchorage; Newport Bay, Harbor, Calif..... 3515
Bridges; Buffalo Bayou, Texas... 3515

Federal Aviation Agency

PROPOSED RULE MAKING:

Federal airway; alteration..... 3522

RULES AND REGULATIONS:

Federal airways, associated control areas, and reporting points; alteration..... 3512

Federal Communications Commission

NOTICES:

Hearings, etc.:

Madison County Broadcasting Co. (WBBY)..... 3524
Merchants Broadcasting System of Dallas, Inc..... 3524
WFYC, Inc. (WFYC)..... 3524
WIVY, Inc. (WIVY)..... 3525
WPOW, Inc. (WPOW) et al..... 3525

PROPOSED RULE MAKING:

Establishment of fees for Commission's licensing and regulatory activities; extension of time for filing comments..... 3521

Federal Power Commission

NOTICES:

Hearings, etc.:

Alabama-Tennessee Natural Gas Co..... 3526
South Texas Natural Gas Gathering Co..... 3525
Texas Gas Transmission Corp... 3525

Texas Eastern Transmission

Corp. et al..... 3526

United Gas Pipe Line Co..... 3526

United Producing Co., Inc., et al..... 3527

Federal Reserve System

NOTICES:

First Wisconsin Bankshares Corp.; application for approval of acquisition of shares of bank... 3530

RULES AND REGULATIONS:

Credit by brokers, dealers, and members of national securities exchanges; special cash account..... 3511
Rate of interest on saving deposit created from matured time certificate..... 3511

Federal Trade Commission

RULES AND REGULATIONS:

Rushing, Grady L., et al.; prohibited trade practices..... 3512

Fish and Wildlife Service

RULES AND REGULATIONS:

Sport fishing; Deer Flat National Wildlife Refuge, Idaho..... 3515

Food and Drug Administration

RULES AND REGULATIONS:

Food additives permitted in food for human consumption; terpene resin..... 3513
Insulin; certification of batches... 3513

Health, Education, and Welfare Department

See Food and Drug Administration.

Immigration and Naturalization Service

NOTICES:

Statement of organization; Border Patrol..... 3524

(Continued on next page)

Interior Department

See also Fish and Wildlife Service;
Land Management Bureau.

NOTICES:

Director, Bureau of Mines; delegation of authority to negotiate contract to develop specialized experimental research system... 3523

Justice Department

See Immigration and Naturalization Service.

Labor Department

See Public Contracts Division;
Wage and Hour Division.

Land Management Bureau**RULES AND REGULATIONS:**

Public land orders:

Alaska:

Withdrawal of land for use of Coast Guard as aid to navigation facility, and partial revocation of Executive order... 3515

Withdrawal of land for use of Federal Aviation Agency as air navigation facility... 3516

Arizona; withdrawal of land for use of Reclamation Bureau... 3516

California; exclusion of lands from Los Padres National Forest, and amendment of related order... 3516

Colorado; revocation of reclamation withdrawals (2 documents)... 3516

Nevada; partial revocation of reclamation withdrawals, Newlands Project... 3517

Oregon; revocation of certain Forest Service administrative site withdrawals... 3517

Utah; Dixie National Forest... 3517

Wyoming:
Revocation of certain reclamation withdrawals... 3516

Withdrawal of land for various uses... 3518

Withdrawal of lands for use of Forest Service for roadside zones... 3518

Maritime Administration**NOTICES:**

Trade Route No. 15-B; U.S. Gulf/South and East Africa; conclusions and determinations regarding essentiality and U.S. flag service requirements... 3524

Public Contracts Division**PROPOSED RULE MAKING:**

Engines and turbines industry; change of time and place of hearing... 3522

Securities and Exchange Commission**NOTICES:**

Hearings, etc.:

Black Bear Industries, Inc... 3529

Hubshman Factors Corp... 3529

RULES AND REGULATIONS:

Directory of companies required to file annual reports... 3513

Treasury Department**NOTICES:**

Treasury bonds of 1968 3¾ percent; offering... 3523

Wage and Hour Division**RULES AND REGULATIONS:**

Fabric and leather glove industry in Puerto Rico; wage order... 3514

Codification Guide

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, appears at the end of each issue beginning with the second issue of the month.

Monthly, quarterly, and annual cumulative guides, published separately from the daily issues, include the section numbers as well as the part numbers affected.

3 CFR**PROCLAMATIONS:**

3465... 3505

EXECUTIVE ORDERS:

4223 (revoked in part by PLO 2650)... 3515

7 CFR

965... 3507

980... 3507

1004... 3508

1010... 3508

PROPOSED RULES:

319... 3519

908... 3519

987... 3519

9 CFR**PROPOSED RULES:**

74... 3521

10 CFR

100... 3509

12 CFR

217... 3511

220... 3511

14 CFR

600... 3512

601... 3512

PROPOSED RULES:

600... 3522

16 CFR

13... 3512

17 CFR

200... 3513

21 CFR

121... 3513

164... 3513

29 CFR

603... 3514

33 CFR

202... 3515

203... 3515

41 CFR**PROPOSED RULES:**

50-202... 3522

43 CFR**PUBLIC LAND ORDERS:**

1775 (amended by PLO 2648)... 3517

2615 (amended by PLO 2649)... 3516

2641... 3517

2642... 3516

2643... 3518

2644... 3516

2645... 3516

2646... 3516

2647... 3518

2648... 3517

2649... 3516

2650... 3515

2651... 3517

47 CFR**PROPOSED RULES:**

1... 3521

50 CFR

33... 3515

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Presidential Documents

Title 3—THE PRESIDENT

Proclamation 3465

VOLUNTARY OVERSEAS AID WEEK

By the President of the United States of America A Proclamation

WHEREAS United States voluntary agencies have given needed assistance and promoted social and economic development efforts over a large area of the world; and

WHEREAS the Government of the United States and its people have endorsed and supported the humanitarian efforts of these agencies which now reach needy persons in over one hundred nations; and

WHEREAS people-to-people assistance, an invaluable supplement to our governmental overseas assistance efforts, is a reflection of American good will and of our belief in human dignity; and

WHEREAS the Congress, by Senate Concurrent Resolution 61, agreed to April 4, 1962, has requested the President to issue a proclamation designating the week of April 9, 1962, as Voluntary Overseas Aid Week:

NOW, THEREFORE, I, JOHN F. KENNEDY, President of the United States of America, do hereby designate the week of April 9, 1962, as Voluntary Overseas Aid Week.

I request the appropriate agencies of the Federal Government, and I urge all our people, to observe that week with activities designed to focus attention on the efforts of our voluntary agencies to assist other peoples.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this ninth day of April in the year of our Lord nineteen hundred and sixty-two, and of [SEAL] the Independence of the United States of America the one hundred and eighty-sixth.

JOHN F. KENNEDY

By the President:

DEAN RUSK,
Secretary of State.

[F.R. Doc. 62-3655; Filed, Apr. 11, 1962; 11:07 a.m.]

Rules and Regulations

Title 7—AGRICULTURE

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

PART 965—TOMATOES GROWN IN THE LOWER RIO GRANDE VALLEY IN TEXAS

Limitation of Shipments

Notice of rule making with respect to a proposed limitation of shipments regulation to be made effective under Marketing Order No. 965 (7 CFR Part 965), regulating the handling of tomatoes grown in the Counties of Cameron, Hidalgo, Starr, and Willacy in Texas (Lower Rio Grande Valley), was published in the FEDERAL REGISTER March 30, 1962 (27 F.R. 3012). This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The notice afforded interested persons an opportunity to file data, views, or arguments pertaining thereto within five days after publication. None was filed.

After consideration of all relevant matters, including the proposal set forth in the aforesaid notice, it is hereby found that the limitation of shipments regulation, as hereinafter set forth, will tend to effectuate the declared policy of the act.

It is hereby further found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that (1) shipments of tomatoes grown in the production area are expected to begin on or about the effective date of this section, (2) more orderly marketing in the public interest than would otherwise prevail will be promoted by regulating the handling of tomatoes in the manner set forth in this section, (3) compliance with this section will not require any special preparation on the part of handlers which cannot be completed by the effective date, (4) reasonable time is permitted under the circumstances for such preparation, and (5) notice has been given of the proposed Limitation of Shipments set forth in this section through publicity in the production area and by publication in the FEDERAL REGISTER of March 30, 1962 (27 F.R. 3012).

§ 965.304 Limitation of shipments.

Except as otherwise provided in this section, during the period April 23, 1962, through July 15, 1962, the following regulations shall be effective with respect to all varieties of tomatoes handled, as defined in § 965.7 of Order No. 965, and no person shall handle such tomatoes or cause such tomatoes to be handled unless they are inspected and certified as required by paragraph (b) of this section,

and meet the requirements of paragraph (a) of this section.

(a) *Requirements*—(1) *Minimum grade*. U.S. No. 2, or better, grade.

(2) *Minimum size*. $2\frac{1}{32}$ inches in diameter or larger. Not more than ten percent, by count, of tomatoes in any lot of size 7 x 7 ($2\frac{1}{32}$ inches minimum diameter to $2\frac{1}{32}$ inches maximum diameter) may be smaller than the specified minimum diameter.

(3) *Sizing arrangements*. (i) Any lot with more than 5 percent "green" tomatoes shall be packed in one of the following ranges of diameter applicable thereto:

Size arrangements:	Diameter (inches)
7 x 7-----	$2\frac{1}{32}$ to $2\frac{1}{32}$, inclusive.
6 x 7-----	Over $2\frac{1}{32}$ to $2\frac{1}{32}$, inclusive.
6 x 6-----	Over $2\frac{1}{32}$.

(ii) All tomatoes subject to sizing arrangements shall be packed separately for each size range, except that size 6 x 6 and larger sizes may be commingled.

(iii) To allow for variations incident to proper sizing and handling not more than a total of ten percent, by count, in any lot, may be smaller than the minimum diameter or larger than the specified maximum diameter. "Breakers" or tomatoes of a greater degree of maturity shall not be subject to size arrangements.

(b) *Inspection*. (1) All tomatoes handled pursuant to this part, other than those specifically excepted therefrom pursuant to paragraph (c) of this section, or exempted pursuant to paragraphs (d), (e), and (f) of this section, shall be inspected and certified pursuant to the provisions of § 965.60; and (2) no handler shall transport or cause the transportation of any shipment of tomatoes by motor vehicle unless each such shipment is accompanied by a copy of the inspection certificate applicable thereto.

(c) *Excepted varieties*. Elongated types of tomatoes, commonly referred to as pear shaped or paste tomatoes and including but not limited to San Marzano, Red Top, and Roma varieties; and cerasiform type tomatoes commonly referred to as cherry tomatoes, are not subject to the requirements of this section.

(d) *Repacked tomatoes*. A handler who is a repacker within the production area may register with the committee, as a repacker, in accordance with applicable rules and regulations, and thereafter may handle repacked tomatoes without reinspection thereon after repacking, if such tomatoes were previously inspected prior to repacking and met the grade and size requirements of this section.

(e) *Minimum quantity*. For purposes of regulation under this part, each person subject thereto may handle, pursuant to § 965.53, up to, but not to exceed 120 pounds of tomatoes per day without regard to the requirements of this part, but this exception shall not apply to any

portion of a shipment of over 120 pounds of tomatoes.

(f) *Special purpose shipments*. The limitations set forth in this section shall not be applicable to shipments of tomatoes for the following purposes: (1) Relief or charity; (2) processing; and (3) for experimental purposes.

(g) *Safeguards*. Each handler making shipments of tomatoes pursuant to paragraph (f) of this section for relief or charity, for processing, or for experimental purposes, shall apply for and obtain an approved Certificate of Privilege from the committee applicable to shipments for such purposes.

(h) *Definitions*—(1) *Grade, size, and color*. The terms "U.S. No. 2," "green," and "breakers" mean the U.S. No. 2 grade, and "green" and "breakers" maturity, as set forth in the United States Standards for Fresh Tomatoes (§§ 51.1855-51.1877 of this title; 22 F.R. 4528 as amended, 26 F.R. 8559), including the tolerances set forth therein; and the application of tolerance for size shall be as set forth in § 51.1861 of such standards.

(2) *Other terms*. All other terms used in this section shall have the same meaning as when used in Marketing Order No. 965 (7 CFR Part 965).

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Effective date. Dated April 6, 1962, to become effective April 23, 1962.

PAUL A. NICHOLSON,
Acting Director,
Fruit and Vegetable Division.

[F.R. Doc. 62-3554; Filed, Apr. 11, 1962;
8:48 a.m.]

PART 980—TOMATOES

Import Restrictions

Findings. (a) Notice of rule making regarding proposed restrictions on the importation of tomatoes into the United States, to be effective April 16, 1962, through July 15, 1962, pursuant to the requirements of section 8e (7 U.S.C. 608e) of the Agricultural Marketing Agreement Act of 1937, as amended (Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674) was published in the FEDERAL REGISTER March 31, 1962 (27 F.R. 3140). This notice afforded interested persons an opportunity to file data, views or arguments in regard thereto not later than 5 days after publication. After consideration of all relevant material, including the proposals set forth in the aforesaid notice, it is hereby found that the restrictions on the importation of tomatoes into the United States, as hereinafter provided, are in accordance with section 8e of the act. (b) It is further found that good cause exists for not postponing the effective date of this regulation beyond April 23, 1962 (5 U.S.C. 1001-1011) in that (1) the requirements

established by this import regulation are issued pursuant to section 8e of the Agricultural Marketing Agreement Act of 1937, as amended, which makes such regulations mandatory; (2) compliance with this tomato import regulation should not require any special preparation by importers which cannot be completed by the effective date; (3) notice hereof is in excess of the minimum period of three days specified in section 8e of the Act; (4) in fixing the effective date hereof due consideration has been given to the time required for the transportation and entry into the United States after picking of imported tomatoes to which this regulation is applicable as required by section 8e of the Act; (5) such notice is hereby determined to be reasonable; and (6) the regulations hereby established for tomatoes that may be imported into the United States comply with grade, size, quality and maturity restrictions imposed upon domestic tomatoes under Marketing Order No. 965.

§ 980.200 Tomato Regulation No. 7.

(a) *Import restrictions.* During the period from April 23, 1962, to July 15, 1962, both dates inclusive, no person shall import any tomatoes of any variety, except elongated types, commonly referred to as pear shaped or paste tomatoes and including, but not limited to, San Marzano, Red Top, and Roma varieties; and cerasiform type tomatoes, commonly referred to as cherry tomatoes, unless such tomatoes meet the requirements of the U.S. No. 2, or better grade, and are $2\frac{1}{32}$ inches minimum diameter or larger: *Provided*, That not more than ten (10) percent, by count, of the tomatoes in any lot of 7 x 7 ($2\frac{1}{32}$ inches minimum diameter to $2\frac{3}{32}$ inches maximum diameter) may be smaller than the specified minimum diameter.

(b) *Minimum quantity.* Any importation which in the aggregate does not exceed 120 pounds, may be imported without regard to the provisions of paragraph (a) of this section.

(c) *Plant quarantine.* No provisions of this section shall supersede the restrictions or prohibitions on tomatoes under the Plant Quarantine Act of 1912.

(d) *Designation of governmental inspection service.* The Federal or the Federal-State Inspection Service, Fruit and Vegetable Division, Agricultural Marketing Service, U.S. Department of Agriculture, is the inspection service for certifying the grade, size, quality and maturity of tomatoes that are imported into the United States under the provisions of section 8e of the Act.

(e) *Inspection and official inspection certificates.* (1) Inspection by the Federal or Federal-State Inspection Service, with appropriate evidence thereof in the form of an official inspection certificate, issued by the respective service, applicable to the particular shipment of tomatoes is required on all imports of tomatoes. Each lot shall be made available and accessible for inspection. Inspection and certification will be available in accordance with the rules and regulations governing inspection and certification of fresh fruits, vegetables and other products (7 CFR Part 51 of this title). Since inspectors may not be

stationed in the immediate vicinity of some smaller ports of entry, importers of tomatoes should make advance arrangements for inspection by ascertaining whether or not there is an inspector located at their particular port of entry. For all ports of entry where an inspection office is not located, each importer must give the specified advance notice to the applicable office listed below prior to the time the tomatoes will be imported.

Ports	Office	Advance notice
All Texas points.	W. T. McNabb, 222 McClelland Bldg., Box 111, Harlingen, Tex. (Phone—Garfield 3-5644).	1 day.
All Arizona points.	R. H. Bertelson, 305 American Ave., Box 1646, Nogales, Ariz. (Phone—Atwater 7-2002).	Do.
All California points.	Carley D. Williams, 784 S. Central Ave., Room 294, Los Angeles 21, Calif. (Phone—Madison 2-3756).	3 days.
Miami, Fla.	Lloyd W. Boney, 1200 NW 21st Terrace, Room 5, Miami 42, Fla. (Phone—Franklin 1-6932).	Do.
All other Florida points.	Hubert S. Flynt, 775 Warner Street, Orlando, Fla. (Phone—Garden 2-2447).	Do.
All other points.	E. E. Conklin, Fruit and Vegetable Division, AMS, Washington 25, D.C. (Phone—Dudley 8-8870).	Do.

(2) Inspection certificates shall cover only the quantity of tomatoes that is being imported at a particular port of entry by a particular importer.

(3) The inspection performed, and certificates issued by the Federal or Federal-State Inspection Service shall be in accordance with the rules and regulations of the Department governing the inspection and certification of fresh fruits, vegetables, and other products (Part 51 of this title). The cost of any inspection and certification shall be borne by the applicant therefor.

(4) Each inspection certificate issued with respect to any tomatoes to be imported into the United States shall set forth, among other things:

- (i) The date and place of inspection;
- (ii) The name of the shipper, or applicant;
- (iii) The commodity inspected;
- (iv) The quantity of the commodity covered by the certificate;
- (v) The principal identifying marks on the containers;
- (vi) The railroad car initials and number, the truck and trailer license number, the name of the vessel, or other identification of the shipment; and
- (vii) The following statement, if the facts warrant: Meets U.S. import requirements under section 8e of the Agricultural Marketing Agreement Act of 1937.

(f) *Reconditioning prior to importation.* Nothing contained in this part shall be deemed to preclude any importer from reconditioning prior to importation any shipment of tomatoes for the purpose of making it eligible for importation under the act.

(g) *Definitions.* (1) The term "U.S. No. 2" means the U.S. No. 2 grade, as set forth in the United States Standards for Fresh Tomatoes (§§ 51.1855 to 51.1877, inclusive, of this title), including the tolerances set forth therein.

(2) "Importation" means release from custody of the U.S. Bureau of Customs.

Dated: April 6, 1962, to become effective April 23, 1962.

PAUL A. NICHOLSON,
Acting Director, Fruit and
Vegetable Division, Agricultural
Marketing Service.

[F.R. Doc. 62-3555; Filed, Apr. 11, 1962; 8:48 a.m.]

Chapter X—Agricultural Stabilization and Conservation Service (Marketing Agreements and Orders), Department of Agriculture

PART 1004—MILK IN PHILADELPHIA, PA., MARKETING AREA

PART 1010—MILK IN WILMINGTON, DEL., MARKETING AREA

Determination of Equivalent Factor To Be Used in Computation of Class I Price

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.) and to the applicable provisions of the orders, as amended, regulating the handling of milk in the aforesaid milk marketing areas (7 CFR Part 900), hereinafter referred to as the "orders", it is hereby found and determined as follows:

(1) One of the factors specified in the orders to be used in the computation of the Class I price is the average of the four latest weekly index figures (those available on the 15th day of the following month) of wholesale commodity prices as reported on a 1947-49 base.

(2) The Bureau of Labor Statistics, United States Department of Labor is now publishing the weekly wholesale price index with the years 1957-59 as the base and has discontinued publication of such index on a 1947-49 base.

(3) Each of the aforesaid orders provides that if for any reason a price or index specified by the order for use in computing class prices or for other purposes is not reported or published in the manner described in the order, the market administrator shall use a price or index determined by the Secretary to be equivalent or comparable with the factor which is specified.

(4) It is hereby determined that the weekly wholesale price index for all commodities as reported by the Bureau of Labor Statistics, United States Department of Labor, on a 1957-59 base divided by 0.8420462, a rebasing factor computed by the Department of Labor, will convert the currently reported index to a 1947-49 base and is comparable with the weekly index factor specified in the order.

(5) Notice of proposed rule making, public procedure thereon, and 30 days notice of effective date hereof are impractical, unnecessary, and contrary to the public interest in that:

(a) This determination does not require of persons affected substantial or extensive preparation prior to the effective date.

(b) This determination is necessary to reflect current marketing conditions

and to maintain orderly marketing conditions in the respective marketing areas, and

(c) The short time between issuance of this determination and its effective date makes it impractical for rule-making procedure to be completed. The respective orders direct announcement by the market administrator not later than April 15, 1962, of the March indexes employed in the Class I price formulas.

Therefore, good cause exists for making this determination effective on issuance.

Effective date: Upon issuance.

Signed at Washington, D.C., on April 6, 1962.

JOHN P. DUNCAN, Jr.,
Assistant Secretary.

[F.R. Doc. 62-3576; Filed, Apr. 11, 1962; 8:50 a.m.]

Title 10—ATOMIC ENERGY

Chapter I—Atomic Energy Commission

PART 100—REACTOR SITE CRITERIA

Pursuant to the Administrative Procedures Act and the Atomic Energy Act of 1954, as amended, the following guide is published as a document subject to codification, to be effective 30 days after publication in the FEDERAL REGISTER.

Statement of considerations. On February 11, 1961, the Atomic Energy Commission published in the FEDERAL REGISTER a notice of proposed rule making that set forth general criteria in the form of guides and factors to be considered in the evaluation of proposed sites for power and testing reactors. The Commission has received many comments from individuals and organizations, including several from foreign countries, reflecting the widespread sensitivity and importance of the subject of site selection for reactors. Formal communications have been received on the published guides, including a proposed comprehensive revision of the guides into an alternate form.

In these communications, there was almost unanimous support of the Commission's proposal to issue guidance in some form on site selections, and acceptance of the basic factors included in the proposed guides, particularly in the proposal to issue exposure dose values which could be used for reference in the evaluation of reactor sites with respect to potential reactor accidents of exceedingly low probability of occurrence.

On the other hand, many features of the proposed guides were singled out for criticism by a large proportion of the correspondents. This was particularly the case for the appendix section of the proposed guides, in which was included an example calculation of environmental distance characteristics for a hypothetical reactor. In this appendix, specific numerical values were employed in the calculations. The choice of these numerical values, in some cases involving simplifying assumptions of highly complex phenomena, represent types of

considerations presently applied in site calculations and result in environmental distance parameters in general accord with present siting practice. Nevertheless, these particular numerical values and the use of a single example calculation were widely objected to, basically on the grounds that they presented an aspect of inflexibility to the guides which otherwise appeared to possess considerable flexibility and tended to emphasize unduly the concept of environmental isolation for reactors with minimum possibility being extended for eventual substitution thereof of engineered safeguard.

In consequence of these many comments, criticisms and recommendations, the proposed guides have been rewritten, with incorporation of a number of suggestions for clarification and simplification, and elimination of the numerical values and example calculation formerly constituting the appendix to the guides. In lieu of the appendix, some guidance has been incorporated in the text itself to indicate the considerations that led to establishing the exposure values set forth. However, in recognition of the advantage of example calculations in providing preliminary guidance to application of the principles set forth, the AEC will publish separately in the form of a technical information document a discussion of these calculations.

These guides and the technical information document are intended to reflect past practice and current policy of the Commission of keeping stationary power and test reactors away from densely populated centers. It should be equally understood, however, that applicants are free and indeed encouraged to demonstrate to the Commission the applicability and significance of considerations other than those set forth in the guides.

One basic objective of the criteria is to assure that the cumulative exposure dose to large numbers of people as a consequence of any nuclear accident should be low in comparison with what might be considered reasonable for total population dose. Further, since accidents of greater potential hazard than those commonly postulated as representing an upper limit are conceivable, although highly improbable, it was considered desirable to provide for protection against excessive exposure doses to people in large centers, where effective protective measures might not be feasible. Neither of these objectives were readily achievable by a single criterion. Hence, the population center distance was added as a site requirement when it was found for several projects evaluated that the specification of such a distance requirement would approximately fulfill the desired objectives and reflect a more accurate guide to current siting practices. In an effort to develop more specific guidance on the total man-dose concept, the Commission intends to give further study to the subject. Meanwhile, in some cases where very large cities are involved, the population center distance may have to be greater than those suggested by these guides.

A number of comments received pointed out that AEC siting factors

included considerations of population distributions and land use surrounding proposed sites but did not indicate how future population growth might affect sites initially approved. To the extent possible, AEC review of the land use surrounding a proposed site includes considerations of potential residential growth. The guides tend toward requiring sufficient isolation to preclude any immediate problem. In the meantime, operating experience that will be acquired from plants already licensed to operate should provide a more definitive basis for weighing the effectiveness of engineered safeguards versus plant isolation as a public safeguard.

These criteria are based upon a weighing of factors characteristic of conditions in the United States and may not represent the most appropriate procedure nor optimum emphasis on the various interdependent factors involved in selection of sites for reactors in other countries where national needs, resources, policies and other factors may be greatly different.

- Sec.
- 100.1 Purpose.
- 100.2 Scope.
- 100.3 Definitions.

SITE EVALUATION FACTORS

- 100.10 Factors to be considered when evaluating sites.
- 100.11 Determination of exclusion area, low population zone, and population center distance.

AUTHORITY: §§ 100.1 to 100.11 issued under sec. 103, 68 Stat. 936, sec. 104, 68 Stat. 937, sec. 161, 68 Stat. 948, sec. 182, 68 Stat. 953; 42 U.S.C. 2133, 2134, 2201, 2232.

§ 100.1 Purpose.

(a) It is the purpose of this part to describe criteria which guide the Commission in its evaluation of the suitability of proposed sites for stationary power and testing reactors subject to Part 50 of this chapter.

(b) Insufficient experience has been accumulated to permit the writing of detailed standards that would provide a quantitative correlation of all factors significant to the question of acceptability of reactor sites. This part is intended as an interim guide to identify a number of factors considered by the Commission in the evaluation of reactor sites and the general criteria used at this time as guides in approving or disapproving proposed sites. Any applicant who believes that factors other than those set forth in the guide should be considered by the Commission will be expected to demonstrate the applicability and significance of such factors.

§ 100.2 Scope.

(a) This part applies to applications filed under Part 50 and 115 of this chapter for stationary power and testing reactors.

(b) The site criteria contained in this part apply primarily to reactors of a general type and design on which experience has been developed, but can also be applied to other reactor types. In particular, for reactors that are novel in design and unproven as prototypes or pilot plants, it is expected that these