

the "Agreed Measures for the Conservation of Antarctic Fauna and Flora" for all United States citizens. The Agreed Measures, developed by the Antarctic Treaty Consultative Parties, recommended establishment of a permit system for various activities in Antarctica and designation of certain animals and certain geographic areas a requiring special protection. The regulations establish such a permit system to designate Specially Protected Areas and Sites of Special Scientific Interest.

The Applications Received are as Follows:

Permit Application No. 2003-017

1. *Applicant:* Bruce D. Sidell, School of Marine Sciences, University of Maine, 5751 Murray Hall, Orono, ME 04469-5751.

Activity for Which Permit Is Requested

Introduce Non-indigenous species into Antarctica. The applicant proposes use frozen fish tissues from species native to Patagonian Chile as bait (mixture of *Macruronis magellanicus* and *Dissostichus eleginoides*) in fishing traps/pots in the Antarctic Peninsula. The specimens collected, with particular emphasis upon Channichthyid ice fishes, will be taken to the Palmer Station aquarium facilities and used to study the physiology and biochemistry of Antarctic fishes. The applicant proposes to fish a maximum of 15 traps and estimates using a maximum of 15 blocks of frozen fish bait (10-15kg).

Location

Antarctic Peninsula area in the vicinities of Low, Brabant, Anvers, and Livingston Island, as well as Dellman Bay.

Dates

April 5, 2003 to August 30, 2005.

Nadene G. Kennedy,

Permit Officer, Office of Polar Programs.
[FR Doc. 03-450 Filed 1-9-03; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

**Dominion Nuclear Connecticut, Inc.,
Millstone Power Station, Unit 2;
Establishment of Atomic Safety and
Licensing Board**

[Docket No. 50-336-OLA-2; ASLBP No. 03-808-02-OLA]

Pursuant to delegation by the Commission dated December 29, 1972,

published in the **Federal Register**, 37 FR 28710 (1972), and sections 2.105, 2.700, 2.702, 2.714, 2.714a, 2.717, 2.721, and 2.772(j) of the Commission's Regulations, all as amended, an Atomic Safety and Licensing Board is being established to preside over the following proceeding: Dominion Nuclear Connecticut, Inc., Millstone Power Station, Unit 2.

This Board is being established pursuant to a notice of consideration of issuance of an operating license amendment, proposed no significant hazards consideration determination, and opportunity for a hearing published in the **Federal Register** (67 FR 68731 (Nov. 12, 2002)). The proceeding involves a petition for intervention submitted December 12, 2002, by the Connecticut Coalition Against Millstone and the STAR Foundation challenging a request by Dominion Nuclear Connecticut, Inc., to amend the operating license for the Millstone Power Station, Unit 2. The amendment would change certain facility technical specifications relating to containment closure during activities in the spent fuel pool area.

The Board is comprised of the following administrative judges: Ann M. Young, Chair, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; Dr. Richard F. Cole, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; Dr. Thomas S. Elleman, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

All correspondence, documents, and other materials shall be filed with the administrative judges in accordance with 10 CFR 2.701.

Issued at Rockville, Maryland, this 6th day of January 2003.

G. Paul Bollwerk, III,

Chief Administrative Judge, Atomic Safety and Licensing Board Panel.

[FR Doc. 03-496 Filed 1-9-03; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

**Office of Nuclear Material Safety and
Safeguards Consolidated
Decommissioning Guidance: Financial
Assurance, Recordkeeping, and
Timeliness; Notice of Availability**

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of availability and request for public comment.

SUMMARY: The Nuclear Regulatory Commission's (NRC) Office of Nuclear Material Safety and Safeguards (NMSS) is announcing the availability of a draft document "Consolidated NMSS Decommissioning Guidance: Financial Assurance, Recordkeeping, and Timeliness" (NUREG-1757, Vol. 3), for public comment. This document provides guidance for compliance with the financial assurance, recordkeeping, and timeliness criteria for decommissioning of 10 CFR parts 30, 40, 70, and 72. The guidance is intended for NRC staff, licensees, and the public. The guidance is being developed in response to the NMSS performance goals, in the NRC's Strategic Plan, of: (1) Making NRC activities and decisions more effective, efficient, and realistic; and (2) reducing unnecessary regulatory burden on stakeholders. NRC is seeking public comment in order to receive feedback from the widest range of interested parties and to ensure that all information relevant to developing the document is available to the NRC staff. This draft document is being issued for comment only and is not intended for interim use. The NRC will review public comments received on the draft document. In response to those comments, suggested changes will be incorporated, where appropriate, and a final document will be issued for use.

DATES: Comments on this draft document should be submitted by March 11, 2003. Comments received after that date will be considered to the extent practicable.

ADDRESSES: NUREG-1757, Volume 3, is available for inspection and copying for a fee at the Commission's Public Document Room, U.S. NRC's Headquarters Building, 11555 Rockville Pike (First Floor), Rockville, Maryland. NUREG-1757, Volume 3, is also available electronically from the ADAMS Electronic Reading Room on the NRC Web site at: <http://www.nrc.gov/reading-rm/adams.html>, and on the NRC Web site at: <http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff>.

A free single copy of NUREG-1757, Volume 3, will be available to interested parties until the supply is exhausted. Such copies may be requested by writing to the U.S. Nuclear Regulatory Commission, Distribution Services, Washington, DC 20555-0001 or submitting e-mail to distribution@nrc.gov.

Members of the public are invited and encouraged to submit written comments

to: Duane W. Schmidt, Project Manager, Office of Nuclear Material Safety and Safeguards, Mail Stop T-7F27, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Hand-deliver comments to: 11555 Rockville Pike, Rockville, MD, between 7:30 a.m. and 4:15 p.m., Federal workdays. Comments may also be sent electronically to

decomcomments@nrc.gov. Copies of comments received may be examined at the ADAMS Electronic Reading Room on the NRC web site, and in the NRC Public Document Room, 11555 Rockville Pike, Room O-1F21, Rockville, MD 20852. The NRC Public Document Room is open from 7:45 a.m. to 4:15 p.m., Monday through Friday, except on Federal holidays.

FOR FURTHER INFORMATION, CONTACT: Duane W. Schmidt, Mail Stop T-7F27, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Telephone: (301) 415-6919; Internet: *dws2@nrc.gov*.

SUPPLEMENTARY INFORMATION: As part of its redesign of the materials license program, NMSS is consolidating and updating numerous decommissioning guidance documents into a three-volume NUREG report. The three volumes are as follows: (1) Decommissioning Process for Materials Licensees; (2) Characterization, Survey, and Determination of Radiological Criteria; and (3) Financial Assurance, Recordkeeping, and Timeliness. Volume 3 of this NUREG series, entitled "Consolidated NMSS Decommissioning Guidance: Financial Assurance, Recordkeeping, and Timeliness," is the third of these three volumes and, when finalized, is intended for use by applicants, licensees, NRC license reviewers, other NRC personnel, and Agreement State staff.

The approaches to compliance with the financial assurance, recordkeeping, and timeliness requirements described in Volume 3 of NUREG-1757 will help to identify the information (subject matter and level of detail) needed for a wide range of radioactive materials users licensed by NRC. Volume 3 of the NUREG provides guidance for compliance with the requirements for (1) financial assurance for decommissioning, (2) recordkeeping for decommissioning, and (3) timeliness in decommissioning of materials facilities. Specifically, Volume 3 provides guidance relevant to demonstrating compliance with 10 CFR 30.35, 30.36, 40.36, 40.42, 70.25, 70.38, and 72.54. Volume 3 updates and builds upon the risk-informed approach used in the NMSS Decommissioning Standard

Review Plan (NUREG-1727, September 2000), and, in whole or in part, incorporates the parts of NUREG-1727 that provide guidance for demonstrating compliance with the financial assurance, recordkeeping, and timeliness requirements. This draft Volume 3 describes and makes available to the public (1) issues related to demonstrating compliance with financial assurance and decommissioning recordkeeping and timeliness requirements that licensees may wish to consider, (2) guidance on addressing these issues, and (3) methods and approaches that are acceptable to NRC staff.

When published as a final report, the guidance in draft NUREG-1757, Volume 3, should be used by fuel cycle, fuel storage, and materials licensees in preparing financial assurance plans and instruments, recordkeeping plans, decommissioning license amendment requests, decommissioning plans, and related compliance documents. Other NRC licensees may find this information useful, but they are not the subject of this NUREG. When finalized, NRC staff will use the policies and procedures discussed in Volume 3 to evaluate a licensee's financial assurance for decommissioning, recordkeeping for decommissioning, and timeliness in decommissioning. This NUREG will not substitute for regulations, and compliance with it will not be required. Methods and solutions different from those in this NUREG will be acceptable, if they provide a basis for concluding that the decommissioning actions are in compliance with the Commission's regulations.

Further information on the overall decommissioning guidance consolidation and updating project can be found in the **Federal Register** notice publishing the plan for the project (66 *FR* 21793).

Commentors are encouraged to submit their written comments on NUREG-1757, Volume 3, to the addresses listed above. In particular, the NRC staff requests input on the application of decommissioning timeliness requirements to onsite disposals (burial grounds), discussed in Section 2.4 of the draft Volume 3. To ensure efficient and complete comment resolution, commentors are requested to reference the section, page, and line numbers of the document to which the comment applies, if possible.

Dated at Rockville, MD, this 2nd day of January, 2003.

For the Nuclear Regulatory Commission.

Claudia Craig,

Acting Chief, Decommissioning Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 03-495 Filed 1-9-03; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 35-27635]

Filings Under the Public Utility Holding Company Act of 1935, As Amended ("Act")

January 6, 2003.

Notice is hereby given that the following filing(s) has/have been made with the Commission pursuant to provisions of the Act and rules promulgated under the Act. All interested persons are referred to the application(s) and/or declaration(s) for complete statements of the proposed transaction(s) summarized below. The application(s) and/or declaration(s) and any amendment(s) is/are available for public inspection through the Commission's Branch of Public Reference.

Interested persons wishing to comment or request a hearing on the application(s) and/or declaration(s) should submit their views in writing by January 27, 2003, to the Secretary, Securities and Exchange Commission, Washington, DC 20549-0609, and serve a copy on the relevant applicant(s) and/or declarant(s) at the address(es) specified below. Proof of service (by affidavit or, in the case of an attorney at law, by certificate) should be filed with the request. Any request for hearing should identify specifically the issues of facts or law that are disputed. A person who so requests will be notified of any hearing, if ordered, and will receive a copy of any notice or order issued in the matter. After January 27, 2003, the application(s) and/or declaration(s), as filed or as amended, may be granted and/or permitted to become effective.

Dominion Resources, Inc. (70-9477)

Dominion Resources, Inc., ("DRI"), 120 Tredegar Street, Richmond, VA 23219, a registered holding company under the Act, has filed a post-effective amendment to its application-declaration in this file under section 10 of the Act.

DRI requests authorization to continue its process of divesting the holdings of its subsidiary Dominion Capital, Inc., ("DCI") beyond the third anniversary of the effective date of the