



Slovenské elektrárne, a. s.  
závod 3. a 4. blok elektrárne Mochovce  
Ing. Mgr. Nora Áč  
manažér povolení a licencovania  
935 39 Mochovce

**Your ref.**

**Our ref.**

**Attended to by/contact**

**Trnava**

Ing. Galbavý 033/599 2051

January 22, 2021

### **Subject**

Notification on publication of basis for the decision in the matter of administrative proceedings „**Nuclear power plant Mochovce VVER 4x440 MW 3<sup>rd</sup> construction**“.

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Nuclear Regulatory Authority of the Slovak Republic (hereon after “ÚJD SR”) is publishing additional documents as part of the basis for the decision in administrative proceedings in the matter of the application of the company Slovenské elektrárne, a. s. for issuing:

- Authorization for commissioning of nuclear installation pursuant to Section 5 (3)(b) of the Act no. 541/2004 Coll. on the peaceful use of nuclear energy (Atomic Act) as amended within the scope of buildings and facilities for the operation of Unit 3 and within the scope of buildings and facilities common for Unit 3 and 4 of the nuclear power plant Mochovce used for operation of Unit 3 (administrative proceeding No. 2.2),
- Authorization for management of radioactive waste and spent nuclear fuel pursuant to Section 5(3)(f) of the Atomic Act within the scope of buildings and facilities for the operation of Unit 3 and within the scope of buildings and facilities common for Unit 3 and 4 of the nuclear power plant Mochovce used for operation of Unit 3 including fresh fuel node (administrative proceeding No. 2.1),
- Authorization for early use of building Section 83 of the Act no. 50/1976 Coll. on Spatial Planning and Building Code (Building Act) as amended (hereon after “Building Act”) and Section 5(3)(b) and Section 19(3) of the Atomic Act within the scope of buildings and facilities for the operation of Unit 3, and within the scope of buildings and facilities common for Units 3&4 used for the operation of Unit 3 (administrative proceeding no. 2.3).

The basis for the decision and the draft of the decision in the administrative proceedings in question were published on Central Official Electronic Board of the Slovak Republic and on the ÚJD SR website from 17th February 2020 till 15th April 2020. Considering the nature of the activity that is the subject of the administrative proceedings, the participation of home and foreign public in the decision-making process as well as the impact of the epidemiologic

situation on the fulfillment of the decision conditions by the applicant, it is the opinion of ÚJD SR that all the involved parties should again have the opportunity to familiarize them self's with the current state of fulfillment of the decision conditions in the above stated administrative proceedings.

By publishing the basis for the decision in administrative proceedings no. 2.1, 2.2 and 2.3 the provisions of Section 33(2) of the Act no. 71/1967 Coll on Administrative proceedings (Administrative Code) as amended (hereon after "Administrative Code") are executed, by which the administrative proceeding participants are given the opportunity to comment the basis for the decision and the matter of its identification and eventually propose its amendment before a decision is issued. Also, the publication of the basis for the decision exercises the right of the public mainly pursuant to Article 6 Section 2 of the Convention on Access to Information, Public Participation in Decision-Making, and Access to Justice in Environmental Matters (hereon after "Aarhus Convention") as an international treaty that Slovak Republic is bounded by (Announcement of the Ministry of Foreign Affairs of the Slovak Republic under the no. 43/2006 Coll).

As additional basis for the decision for the above-mentioned purpose, ÚJD SR published, at the first stage, the Preoperational Safety Analyses Report of Mochovce Unit 3 and 4 (hereon after "POSAR MO34"). ÚJD SR announced the publication of POSAR MO34 to administrative proceeding participants as well as the public using public letter reg. no. 7507/2020 of 2<sup>nd</sup> November 2020, which has the character of a public notice and was published on office board in the towns Nový Tekov and Kalná nad Hronom as well as on the Central Electronic Office Board of the Slovak Republic. POSAR MO34 is still available for the administrative proceedings participants as well as the public on ÚJD SR website:

<https://www.ujd.gov.sk/ujd/www1.nsf/viewByKeyMenu/Sk-xx-06-08-38>

At this stage, ÚJD SR is publishing as another base document for the decision, the amended/new draft of the decision in the matter. This decision draft in the matter is modified in comparison with the decision draft that was published on the 17 of February 2020. It considers the changes that occurred in connection with the continuation of finishing works on the construction site of Mochovce Unit 3.

Access to the updated basis for the decision (decision draft): „[www.ujd.gov.sk](http://www.ujd.gov.sk)” → „Informing of public“ → „Administrative proceeding - MO34“ → „Basis for the decision for Unit 3 – Publication 2<sup>nd</sup> stage“.

Decision draft is also available in English as an unofficial working translation. Access to the translation of decision draft is as follows:

„[www.ujd@ujd.gov.sk](mailto:www.ujd@ujd.gov.sk)“ → „Informing of public“ → „Administrative proceeding - MO34“ → „Basis for the decision for Unit 3 – publication 2“.

At the same time ÚJD SR announces to the proceedings participants and the public, that it considers the document “Fulfillment of the Final Opinion No. 395/2010 – 3.4/hp Nuclear Power Plant Mochovce VVER 4x440 MW, project 3, issued by Ministry of Environment of Slovak Republic SR” another base document for the decision. This document was published on the ÚJD SR website since 17 of February 2020:

[https://www.ujd.gov.sk/ujd/WebStore.nsf/viewKey/podklady\\_pre\\_rozhodnutie\\_3\\_blok/\\$FILE/odpocet\\_plnenia\\_zaverecneho\\_stanoviska\\_EIA.pdf](https://www.ujd.gov.sk/ujd/WebStore.nsf/viewKey/podklady_pre_rozhodnutie_3_blok/$FILE/odpocet_plnenia_zaverecneho_stanoviska_EIA.pdf)

Unofficial working translation into English language of the document “Fulfillment of the Final Opinion No. 395/2010 – 3.4/hp Nuclear Power Plant Mochovce VVER 4x440 MW, project 3, issued by Ministry of Environment of Slovak Republic SR” is available on ÚJD SR website:

[https://www.ujd.gov.sk/ujd/WebStore.nsf/viewKey/basis\\_for\\_the\\_decision\\_Unit\\_3/\\$FILE/Evaluation\\_of\\_EIA\\_conditions\\_fulfilment.pdf](https://www.ujd.gov.sk/ujd/WebStore.nsf/viewKey/basis_for_the_decision_Unit_3/$FILE/Evaluation_of_EIA_conditions_fulfilment.pdf)

ÚJD SR would like to again remind the administrative proceeding participants that, pursuant to Section 8(10) of the Atomic Act as amended by the most recent Amendatory Act, published in Collection of Laws of the Slovak Republic under the no. 279/2019 Coll. and in force since 1st October 2019, it will send to the administrative proceeding participants all documents including the decision on issuing authorization, notice, reminder, summons or other documents in the form of public notice. Public notice will be published on the Central Official Electronic Board of the Slovak Republic and on ÚJD SR website. Access path to the public notice on ÚJD SR will as follows:

„www.ujd@gov.sk“ → „Informing of public“ → „ Administrative proceeding - MO34 “

The administrative proceedings participants that have sent their e-mail address to ÚJD SR (info@ujd.gov.sk), for the purpose of receiving notifications on public notice, will also receive this notification by e-mail.

ÚJD SR would like to inform the proceedings participants that their comments on the basis for the decision, that includes:

- POSAR MO34
- Draft of the decision in the matter („Informing of public“ → „ Administrative proceeding - MO34 “ → „Basis for the decision for Unit 3 – Publication 2<sup>nd</sup> stage“),
- Document “Fulfillment of the Final Opinion No. 395/2010 – 3.4/hp Nuclear Power Plant Mochovce VVER 4x440 MW, project 3, issued by Ministry of Environment of Slovak Republic SR”,

should be send in writing to ÚJD SR not later then 22<sup>nd</sup> of February 2021.

Best regards

**Ing. Imrich Smrtník**  
Director of the Division of Nuclear Safety

Appendix: Unofficial working translation into English language of the Notification reg. no. 432/2021

Pursuant to Section 80 of the Building Act this notification has the character of public notice and must be displayed publicly for the period of 15 days on the official board of the town. The last day of the display is considered the delivery date. After the prescribed display period has

passed, the public notice will be returned to Nuclear Regulatory Authority of the Slovak Republic, Okružná 5 9178 64 Trnava with marked display date and hang down date.

The public notice will be made public in electronic form on the official electronic board of ÚJD SR and on the Central government portal.

Display date .....

Hang down date .....

Stamp, signature: .....

Will be delivered to:

Public notice on CUET, on ÚJD SR website

Town hall Nový Tekov, 935 33 Nový Tekov 226 + public notice

Town hall Kalná nad Hronom, Červenej armády 55, 935 32 Kalná nad Hronom + public notice

Central government portal