

Support documentation for the decision in the matter of administrative proceedings No. 2.1,  
2.2, 3.1 and 3.2

The documents used for the decision regarding application for authorization for commissioning of MO3&4 and related authorizations were disclosed by the Nuclear Regulatory Authority of SR (hereinafter as the “Authority“) from 16 March 2017 until 30 June 2017 in the leased premises in Mochovce. The documents for the decision were disclosed in a form of documentation, which included:

- Application of Slovenske elektrárne, a.s. (hereinafter as the SE, a.s.) for a permit to handle nuclear material in the nuclear installation of Nuclear Power Plant Mochovce VVER 4x440 MW project 3 (also as “MO3&4“), pursuant to Section 5 par. (3) (g) of Act No. 541/2004 Coll. on peaceful use of nuclear energy (the Atomic Act), and on amendments to certain laws as amended (hereinafter the “Act“), to the extent of handling and storage of nuclear fuel in the fresh fuel node (the “administrative proceeding No. 1.1“),
- Application of SE, a.s. for an authorization for the commissioning of nuclear installation of MO3&4 pursuant to Section 5 par. (3) (b) Act No. to the extent of handling and storage of fresh nuclear fuel in the fresh fuel node SO 800/1-02 Reactor Hall II of the Main Generating Block (also as the “administrative proceeding No. 1.2“),
- Application of SE, a.s. for an authorization for an early use for MO3&4 pursuant to Section 83 Act No. 50/1976 Coll. on spatial planning and building regulations (the Building Act) as amended (the “Building Act“), and pursuant to Section 5 par. (3) (b) and Section 19 par. (3) of the Act, for a part of the structure to the extent of handling and storage of fresh nuclear fuel in the fresh fuel node (also as the “administrative proceeding No. 1.3“).
- Application of SE, a.s. for a permit to handle radioactive waste and spent nuclear fuel pursuant to Section 5 par. (3) (f) of Act, to the extent of objects and facilities for the operation of Unit 3, and to the extent of objects and facilities common for Units 3&4 serving for operation of Unit 3, including the fresh fuel node (also as the “administrative procedure No. 2.1“),
- Application of SE, a.s. for an authorization for commissioning of nuclear installation pursuant to Section 5 par. (3) (b) of Act, to the extent of objects and facilities for operation of Unit 3, and to the extent of objects and facilities common for Units 3&4 serving for operation of Unit 3 (also as the “administrative procedure No. 2.2“),
- Application of SE, a.s. for an authorization for an early use pursuant to Section 83 of the Building Act, and pursuant to Section 5 par. (3) (b) of Act and Section 19 par. (3) of Act, to the extent of objects and facilities for operation of Unit 3, and to the extent of objects and facilities common for Units 3&4, serving for operation of Unit 3 (also as the “administrative procedure No. 2.3“),
- Application of SE, a.s. for a permit to handle radioactive waste and spent nuclear fuel pursuant to Section 5 par. (3) (f) of Act, to the extent of objects and facilities for the operation of Unit 4, and to the extent of objects and facilities common for Units 3&4 serving for operation of Unit 4 (also as the “administrative procedure No. 3.1“),
- Application of SE, a.s. for an authorization for commissioning of nuclear installation pursuant to Section 5 par. (3) (b) of Act to the extent of objects and facilities for operation of Unit 4, and to the extent of objects and facilities common for Units 3&4 serving for operation of Unit 4 (also as the “administrative procedure No. 3.2“),
- Application of SE, a.s. for an authorization for an early use pursuant to Section 83 of the Building Act, and pursuant to Section 5 par. (3) (b) of Act, and Section 19 par. (3) of Act, to the extent of objects and facilities for the operation of Unit 4, and to the extent of objects and facilities common for Units 3&4 serving for operation of Unit 4 (also as the “administrative procedure No. 3.3“).

The parties to the proceedings were informed about disclosure of documentation of the administrative procedure by Authority’s letters reg. No. 7783/2016, 623/2017, 707/2017, 735/2017 and 995/2017. Information on the disclosure of the documentation was made available in a form of public notice at the municipal offices of Nový Tekov and Kalná nad Hronom, and was published on the websites of

the Authority <https://www.ujd.gov.sk/ujd/www1.nsf/viewByKeyMenu/Sk-xx-06-08-02>, <https://www.ujd.gov.sk/ujd/www1.nsf/viewByKeyMenu/Sk-xx-06-08-04>, including the rules for consulting the documentation and useful information for the persons consulting the documentation (<https://www.ujd.gov.sk/ujd/www1.nsf/viewByKeyMenu/Sk-xx-06-08-05>) and was published on the central official electronic board of SR (<https://cuet.slovensko.sk/sk/dokument/e428e655-cf92-43eb-a1d9-2ba392968c6a>).

In parallel when making available the documentation of the administrative proceedings Nos. 1.1, 1.2, 1.3, 2.1, 2.2, 2.3, 3.1, 3.2 and 3.3, the Authority was assessing documentation listed in the administrative proceedings. The result of the assessment was identification of deficiencies in the submission in a form of comments made by the Authority on the documentation of administrative proceedings, which were sent in writing to Slovenské elektrárne, a.s.

Among the deficiencies of the proceedings were also the comments received from the parties consulting the documentation.

The list of procedural defects has been published on the websites of the Authority (<https://www.ujd.gov.sk/ujd/www1.nsf/viewByKeyMenu/Sk-xx-06-08-07>).

To the administrative proceedings Nos. 1.1, 1.2 and 1.3, which relate to the handling of nuclear material (fresh fuel) in the range of the fresh fuel node, with the deficiencies of the submission stated at <https://www.ujd.gov.sk/ujd/www1.nsf/viewByKeyMenu/Sk-xx-06-08-07> as “Deficiencies of submission identified by the ÚJD SR – Part 1“.

The Authority has interrupted the administrative proceedings Nos. 1.1, 1.2, 1.3, 2.1, 2.2, 2.3, 3.1, 3.2 and 3.3 by its Decision 334/2017 of 23 August 2018. The decision on interruption of the administrative proceedings is available at the central official electronic board of SR (<https://cuet.slovensko.sk/sk/dokument/e428e655-cf92-43eb-a1d9-2ba392968c6a>) and the Authority’s website (<https://www.ujd.gov.sk/ujd/www1.nsf/viewByKeyMenu/Sk-xx-06-08-06>). The ÚJD SR Decision No. 334/2017 was published in a form of public notices in the municipalities of Nový Tekov and Kalná nad Hronom, and was sent as the Authority’s letters reg. No. 5331/2017, 5337/2017 and 6174/2017 to the parties to the proceedings.

Slovenské elektrárne gradually eliminated deficiencies in the submissions in administrative proceedings Nos. 1.1, 1.2, 1.3, 2.1, 2.2, 2.3, 3.1, 3.2 and 3.3. On 28 June 2018, Slovenské elektrárne delivered a letter to the Authority, supplementing the filing of application for authorizations in the administrative proceedings:

- Application of SE, a.s. for a permit to handle radioactive waste and spent nuclear fuel pursuant to Section 5 par. (3) (f) of Act, to the extent of objects and facilities for the operation of Unit 3, and to the extent of objects and facilities common for Units 3&4 serving for operation of Unit 3, including the fresh fuel node (also as the “administrative procedure No. 2.1“),
- Application of SE, a.s. for an authorization for commissioning of nuclear installation pursuant to Section 5 par. (3) (b) of Act, to the extent of objects and facilities for operation of Unit 3, and to the extent of objects and facilities common for Units 3&4 serving for operation of Unit 3 (also as the “administrative procedure No. 2.2“),
- Application of SE, a.s. for a permit to handle radioactive waste and spent nuclear fuel pursuant to Section 5 par. (3) (f) of Act, to the extent of objects and facilities for the operation of Unit 4, and to the extent of objects and facilities common for Units 3&4 serving for operation of Unit 4 (also as the “administrative procedure No. 3.1“),
- Application of SE, a.s. for an authorization for commissioning of nuclear installation pursuant to Section 5 par. (3) (b) of Act to the extent of objects and facilities for operation of Unit 4, and to the extent of objects and facilities common for Units 3&4 serving for operation of Unit 4 (also as the “administrative procedure No. 3.2“),

(hereinafter as “Unit 3 and 4 administrative proceedings“)

And requested the Authority to continue the administrative proceedings Nos. 2.1, 2.2, 3.1 and 3.2. The Authority carried out a preliminary assessment of the submitted documents, based on which it stated that Slovenské elektrárne, a. s. fulfilled all the requirements of the ÚJD SR Decision No. 334/2017 for this administrative proceeding and that the administrative proceedings No. 2.1, 2.2, 3.1 and 3.2 continue from 28 June 2018.

The Authority informed the parties on the continuation of the Unit 3 and 4 administrative proceedings by letters reg. No. 5921/2018, 5913/2018 and 5918/2018, the information on the continuation of these proceedings by means of a public notice published in the municipalities of Nový Tekov and Kalná nad Hronom, on the Authority's websites ("public information", "MO3&4 administrative proceeding", "the course of administrative proceedings", "notice on the continuation of administrative proceeding for Unit 3 and 4", <https://www.ujd.gov.sk/ujd/www1.nsf/viewByKeyMenu/En-xx-06-08-12>) and on the central official electronic board <https://cuetslovensko.sk/sk/dokument/5a2ea61d-fdf6-45c3-8329-621eab09823d>.

Support documentation for the decision in administrative proceedings 2.1, 2.2, 3.1 and 3.2 is described in the Annexes, that are structured in such a manner that is in accordance with the list of deficiencies of the administrative proceeding that are disclosed on <https://www.ujd.gov.sk/ujd/www1.nsf/viewByKeyMenu/En-xx-06-08-13>.

The structure of the annexes is as follows:

- Annex no. 1 provides an assessment of how the deficiencies in the documentation were remedied that were identified by ÚJD SR, and which is part of the filing in the administrative proceedings No. 2.1. By incorporating comments or by removal of deficiencies in the filing changes were made in the documentation (which is the basis for the decision) compared to documentation that was made available by the Authority from 16 March 2017 until 30 June 2017 in Mochovce. Detailed description of changes is given in Annex no. 1.
- Annex no. 2 and no. 3 provides an assessment of how the deficiencies in the documentation were remedied that were identified by ÚJD SR and which is part of the filing in the administrative proceedings No. 2.2. By incorporating comments or by removal of deficiencies in the filing changes were made in the documentation (which is the basis for the decision) compared to documentation that was made available by the Authority from 16 March 2017 until 30 June 2017 in Mochovce. Description of changes is given in Annex no. 2 and no. 3.

In the part "Removal of deficiencies in administrative proceedings identified by NRA SR – Part 3"

- Annex no. 1 provides an assessment of how the deficiencies in the documentation were remedied that were identified by ÚJD SR, and which is part of the filing in the administrative proceedings No. 3.1. By incorporating comments or by removal of deficiencies in the filing changes were made in the documentation (which is the basis for the decision) compared to documentation that was made available by the Authority from 16 March 2017 until 30 June 2017 in Mochovce. Detailed description of changes is given in Annex no. 1.
- Annex no. 2 provides an assessment of how the deficiencies in the documentation were remedied that were identified by ÚJD SR and which is part of the filing in the administrative proceedings No. 3.2. By incorporating comments or by removal of deficiencies in the filing changes were made in the documentation (which is the basis for the decision) compared to documentation that was made available by the Authority from 16 March 2017 until 30 June 2017 in Mochovce. Description of changes is given in Annex no. 2

The document Evaluation of the fulfilment of recommended conditions of MoEnv SR stated in the Final Opinion No. 395/2010-3.4/hp ("Fulfilment of the EIA process requirements").

By disclosing the documents that were used as a basis for the decision in the administrative proceedings in question, Section 33 par. 2 of the Administrative Procedure Code, where the parties to the proceedings are given the opportunity to comment on the basis of the decision before it is issued and on the method of its finding, or to propose its amendment.

The statements by the parties to the proceedings to the documents that were used as a basis for the decision in the administrative proceedings for Unit 3 and 4 can be sent in writing to ÚJD SR no later than 28 October 2018.