

by non-conforming backfill, an extent of condition evaluation should be conducted to ensure that the as-left condition of backfill in the vicinity of observed damage will not lead to further degradation, (e) add specific acceptance criteria for cathodic protection surveys, (f) add the specific preventive and mitigative actions utilized by the AMP in the Final Safety Analysis Report Supplement description of the program as contained in the SRP-LR, (g) make miscellaneous and editorial changes, and (h) correct an internal conflict between AMP XI.M41 and AMP XI.M36, "External Surfaces Monitoring of Mechanical Components."

On March 9, 2012, (77 FR 14446) the NRC requested public comments on draft LR-ISG-2011-03 (ADAMS Accession No. ML11244A058). By letter dated March 27, 2012, (ADAMS Accession No. ML12089A021), the Nuclear Energy Institute (NEI) requested a 14-day extension to the comment period. The NRC staff granted the NEI's request as noticed on April 11, 2012 (77 FR 21813) and given that the comment period had closed on April 9, 2012, the comment period was reopened until April 20, 2012.

The NRC received external comments from Mr. Jon Cavello on April 1, 2012 (ADAMS Accession No. ML12094A367), Mears Group on April 9, 2012 (ADAMS Accession No. ML12103A207), Det Norske Veritas (USA) Inc. on April 13, 2012 (ADAMS Accession No. ML12108A049), and NEI on April 20, 2012 (ADAMS Accession No. ML12114A214). No other external comments were submitted. The NRC considered these comments in developing the final LR-ISG. Detailed responses to the comments can be found in Appendix G of the final LR-ISG.

The final LR-ISG-2011-03 is approved for NRC staff and stakeholder use and will be incorporated into NRC's next formal license renewal guidance document revision.

### Backfitting and Issue Finality

Issuance of this final LR-ISG does not constitute backfitting as defined in 10 CFR 50.109 (the Backfit Rule) and is not otherwise inconsistent with the issue finality provisions in Part 52, "Licenses, Certifications, and Approvals for Nuclear Power Plants," of 10 CFR. As discussed in the "Backfitting Discussion" section of final LR-ISG-2011-03, the LR-ISG is directed to holders of operating licenses or combined licenses who are currently in the license renewal process. The LR-ISG is not directed to holders of operating licenses or combined licenses until they apply for license renewal.

The LR-ISG is also not directed to licensees who already hold renewed operating or combined licenses.

Dated at Rockville, Maryland, this 26th day of July, 2012.

For the Nuclear Regulatory Commission,  
**Melanie A. Galloway**,  
*Deputy Director, Division of License Renewal,  
 Office of Nuclear Reactor Regulation.*  
 [FR Doc. 2012-18862 Filed 8-1-12; 8:45 am]  
**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[NRC-2012-0180]

### Proposed Revision 0 to Standard Review Plan Section 19.5: Adequacy of Design Features and Functional Capabilities Identified and Described for Withstanding Aircraft Impacts

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Solicitation of public comment.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is soliciting public comment on a proposed revision to its Standard Review Plan (SRP), NUREG-0800, "Standard Review Plan for the Review of Safety Analysis Reports for Nuclear Power Plants: LWR Edition." The NRC seeks comments on a new section of the SRP: Section 19.5: "Adequacy of Design Features and Functional Capabilities Identified and Described for Withstanding Aircraft Impacts," (Agencywide Documents Access and Management System (ADAMS) Accession No. ML12138A468), under Title 10 of the Code of Federal Regulations (10 CFR) part 52. The current SRP does not contain guidance on Aircraft Impact Assessment.

**DATES:** Comments must be filed no later than 30 days from the date of publication of this notice in the **Federal Register**. Comments received after this date will be considered, if it is practical to do so, but the Commission is able to ensure consideration only for comments received on or before this date.

**ADDRESSES:** You may access information and comment submissions related to this document, which the NRC possesses and is publicly available, by searching on <http://www.regulations.gov> under Docket ID NRC-2012-0180. You may submit comments by any of the following methods:

- *Federal rulemaking Web site:* Go to <http://www.regulations.gov> and search for Docket ID NRC-2012-0180. Address questions about NRC dockets to Carol

Gallagher; telephone: 301-492-3668; email: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov).

- *Mail comments to:* Cindy Bladey, Chief, Rules, Announcements, and Directives Branch (RADB), Office of Administration, Mail Stop: TWB-05-B01M, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

- *Fax comments to:* RADB at 301-492-3446.

For additional direction on accessing information and submitting comments, see "Accessing Information and Submitting Comments" in the **SUPPLEMENTARY INFORMATION** section of this document.

### FOR FURTHER INFORMATION CONTACT:

Amy E. Cabbage, Chief, Policy Branch, Division of Advanced Reactors and Rulemaking, Office of New Reactors, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone at 301-415-2875 or email at [amy.cabbage@nrc.gov](mailto:amy.cabbage@nrc.gov).

**SUPPLEMENTARY INFORMATION:** The NRC seeks public comment on a proposed new section of the Section 19.5: "Adequacy of Design Features and Functional Capabilities Identified and Described for Withstanding Aircraft Impacts," (Agencywide Documents Access and Management System (ADAMS) Accession No. ML12138A468). This section has been developed to assist NRC staff with the review of applications for certain construction permits, operating licenses, design approvals, design certifications, manufacturing licenses, license amendments, and combined licenses and to inform new reactor applicants and other affected entities of proposed SRP guidance. Following NRC staff evaluation of public comments, the NRC intends to incorporate the final approved guidance into the next revision of NUREG-0800.

The SRP is guidance for the NRC staff. The SRP is not a substitute for the NRC's regulations, and compliance with the SRP is not required. Accordingly, issuance of the SRP does not constitute "backfitting" as defined in 10 CFR 50.109(a)(1) of the Backfit Rule and is not otherwise inconsistent with the applicable issue finality provisions in 10 CFR part 52.

### Accessing Information and Submitting Comments

#### A. Accessing Information

Please refer to Docket ID NRC-2012-0180 when contacting the NRC about the availability of information regarding this document. You may access information related to this document, which the NRC possesses and is

publicly available, by any of the following methods:

- *Federal Rulemaking Web Site*: Go to <http://www.regulations.gov> and search for Docket ID NRC-2012-0180.

- *NRC's Agencywide Documents Access and Management System (ADAMS)*: You may access publicly available documents online in the NRC Library at <http://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "ADAMS Public Documents" and then select "Begin Web-based ADAMS Search." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by email to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). The ADAMS accession number for each document referenced in this notice (if that document is available in ADAMS) is provided the first time that a document is referenced.

- *NRC's PDR*: You may examine and purchase copies of public documents at the NRC's PDR, Room O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

#### B. Submitting Comments

Please include Docket ID NRC-2012-0180 in the subject line of your comment submission, in order to ensure that the NRC is able to make your comment submission available to the public in this docket.

The NRC cautions you not to include identifying or contact information in comment submissions that you do not want to be publicly disclosed. The NRC posts all comment submissions at <http://www.regulations.gov> as well as enters the comment submissions into ADAMS. The NRC does not routinely edit comment submissions to remove identifying or contact information.

If you are requesting or aggregating comments from other persons for submission to the NRC, then you should inform those persons not to include identifying or contact information in their comment submissions that they do not want to be publicly disclosed. Your request should state that the NRC does not routinely edit comment submissions to remove such information before making the comment submissions available to the public or entering the comment submissions into ADAMS.

For the Nuclear Regulatory Commission.

Dated at Rockville, Maryland, this 25th day of July 2012.

**Amy E. Cabbage,**

*Chief, Policy Branch, Division of Advanced Reactors and Rulemaking, Office of New Reactors.*

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-67520; File No. SR-BATS-2012-031]

### Self-Regulatory Organizations; BATS Exchange, Inc.; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change To Extend the Pilot Program Related to Trading Pauses Due to Extraordinary Market Volatility

July 27, 2012.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act"),<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on July 24, 2012, BATS Exchange, Inc. (the "Exchange" or "BATS") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I and II below, which Items have been prepared by the Exchange. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

#### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange is filing with the Commission a proposal to extend a pilot program previously approved by the Commission related to Rule 11.18, entitled "Trading Halts Due to Extraordinary Market Volatility."

The text of the proposed rule change is available at the Exchange's Web site at <http://www.batstrading.com>, at the principal office of the Exchange, and at the Commission's Public Reference Room.

#### II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the Exchange included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in Sections A, B, and C below, of the most significant parts of such statements.

#### A. Self-Regulatory Organization's Statement of the Purpose of, and the Statutory Basis for, the Proposed Rule Change

##### 1. Purpose

The purpose of this filing is to extend the effectiveness of the Exchange's rule related to individual stock circuit breakers, which is contained in Rule 11.18(d) and Interpretation and Policy .05 to Rule 11.18. The rule, explained in further detail below, is currently operating as a pilot program set to expire on July 31, 2012. The Exchange proposes to extend the pilot program to February 4, 2013.

On June 10, 2010, the Commission approved on a pilot basis changes to BATS Rule 11.18 to provide for uniform market-wide trading pause standards for individual securities in the S&P 500® Index that experience rapid price movement.<sup>3</sup> Later, the Exchange and other markets proposed extension of the trading pause standards on a pilot basis to individual securities in the Russell 1000® Index and specified Exchange Traded Products, which changes the Commission approved on September 10, 2010.<sup>4</sup> More recently, the Exchange proposed expansion of the pilot program to apply to all NMS stocks.<sup>5</sup> This expansion was approved on June 23, 2011.<sup>6</sup> The pilot program relating to trading pause standards has been extended four times since its inception.<sup>7</sup>

The Exchange believes the benefits to market participants from the individual stock trading pause rule should be continued on a pilot basis.

##### 2. Statutory Basis

The Exchange believes that its proposal is consistent with the

<sup>3</sup> Securities Exchange Act Release No. 62252 (June 10, 2010), 75 FR 34186 (June 16, 2010) (SR-BATS-2010-014).

<sup>4</sup> Securities Exchange Act Release No. 62884 (September 10, 2010), 75 FR 56618 (September 16, 2010) (SR-BATS-2010-018).

<sup>5</sup> Securities Exchange Act Release No. 64435 (May 6, 2011), 76 FR 27684 (May 12, 2011) (SR-BATS-2011-016).

<sup>6</sup> Securities Exchange Act Release No. 64735 (June 23, 2011), 76 FR 38243 (June 29, 2011) (File Nos. SR-BATS-2011-016; SR-BYX-2011-011; SR-BX-2011-025; SR-CBOE-2011-049; SR-CHX-2011-09; SR-EDGA-2011-15; SR-EDGX-2011-14; SR-FINRA-2011-023; SR-ISE-2011-028; SR-NASDAQ-2011-067; SR-NYSE-2011-21; SR-NYSEAmex-2011-32; SR-NYSEArca-2011-26; SR-NSX-2011-06; SR-Phlx-2011-64).

<sup>7</sup> Securities Exchange Act Release No. 63497 (December 9, 2010), 75 FR 78315 (December 15, 2010) (SR-BATS-2010-037); Securities Exchange Act Release No. 64207 (April 6, 2011), 76 FR 20424 (April 12, 2011) (SR-BATS-2011-011); Securities Exchange Act Release No. 65081 (August 9, 2011), 76 FR 50798 (August 16, 2011) (SR-BATS-2011-027); Securities Exchange Act Release No. 66190 (January 19, 2012), 77 FR 3834 (January 25, 2012) (SR-BATS-2012-001).

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.