

August 11, 2008

Mr. W. E. Cummins, Vice President  
Regulatory Affairs and Standardization  
Westinghouse Electric Company  
P.O. Box 355  
Pittsburgh, Pennsylvania 15230

Dear Mr. Cummins:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter, dated March 17, 2008, in which Westinghouse requested permission to disclose Safeguards Information (SGI) related to AP1000 security to selected personnel at Eskom Holdings Limited, a state owned electric utility in the Republic of South Africa.

Pursuant to 10 CFR 73.21(c)(1) and (c)(2), the NRC has authorized SGI access to the South African Government. Therefore, Westinghouse may disclose SGI to representatives of the South African Government, including selected personnel at Eskom Holdings Limited, without further NRC authorization if Westinghouse determines that they have a need to know. Furthermore, representatives of the South African Government are relieved from fingerprinting for access to SGI in accordance with 10 CFR 73.59(b)(5).

The NRC expects Eskom, as a representative of the South African Government, to protect the SGI, provided to it by Westinghouse, in accordance with the Agreement between NNR and the NRC for the Exchange of Technical Information and Cooperation in Nuclear Safety Matters that was signed by Chairman Diaz and Maurice T. Magugumela in Vienna on September 28, 2008. In addition, it is the NRC's understanding that Eskom will contact the NRC prior to sharing the SGI with an other person.

Please enclose a copy of this letter with any SGI disclosed to Eskom. If you have any questions regarding this matter, please contact Mr. Bernard Stapleton of the NRC's Office of Nuclear Security and Incident Response. Mr. Stapleton can be reached by telephone at (301) 415-2432.

Sincerely,

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Dale E. Klein