

Decision 89 01 045 JAN 27 1989.

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
PACIFIC GAS AND ELECTRIC COMPANY)
for a Certificate of Public)
Convenience and Necessity to Own,)
Operate and Maintain Unit 1 of the)
Diablo Canyon Nuclear Power Plant)
in the County of San Luis Obispo.)

Application 49051
(Filed December 23, 1966)

In the Matter of the Application of)
PACIFIC GAS AND ELECTRIC COMPANY)
for a Certificate of Public)
Convenience and Necessity to Own,)
Operate, and Maintain Unit 2 of the)
Diablo Canyon Nuclear Power Plant)
in the County of San Luis Obispo.)

Application 50028
(Filed February 16, 1968)

OPINION

In Decision (D.) 73278 ((1967) 67 CPUC 639), this Commission granted to Pacific Gas and Electric Company (PG&E) a certificate of public convenience and necessity to construct, operate, and maintain Unit 1 of its Diablo Canyon nuclear power plant (Diablo Canyon). The certificate was made interim, to be made final by further order of the Commission on the establishment that final authority has been obtained from the Atomic Energy Commission (AEC) to construct and operate the plant.

In D.75471 ((1969) 69 CPUC 372), this Commission granted to PG&E a certificate of public convenience and necessity to construct, operate, and maintain Unit 2 of its Diablo Canyon nuclear power plant. The certificate was made interim, to be made final by further order of the Commission on the establishment that final authority has been obtained from the AEC to construct and operate the plant.

In 1975, the Nuclear Regulatory Commission (NRC) succeeded to the powers of the AEC. In August 1984, the NRC granted final authority to PG&E to construct and operate Unit 1 (CLI-84-13, 20 NRC 267 (1984)); and in August 1985, to construct and operate Unit 2 (CLI-85-14, 22 NRC 177 (1985)).

We find that final authority has been obtained from the NRC, successor to the AEC, for PG&E to construct and operate Diablo Canyon Units 1 and 2, and conclude that the interim certificates of public convenience and necessity issued in D.73278 and D.75471 should be made final.

ORDER

IT IS ORDERED that the interim certificates of public convenience and necessity issued to Pacific Gas and Electric Company to construct, operate, and maintain Diablo Canyon nuclear power plant Unit 1 (D.73278) and Unit 2 (D.75411) are made final, and these proceedings are closed.

This order is effective today.

Dated JAN 27 1989, at San Francisco, California.

G. MITCHELL WILK
President
FREDERICK R. DUDA
STANLEY W. HULETT
JOHN B. CHANTAN
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Victor Weisser, Executive Director