

§ 50.33a

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utilities, public bodies, and cooperatives, which might have a potential interest in the facility.

(j) If the application contains Restricted Data or other defense information, it shall be prepared in such manner that all Restricted Data and other defense information are separated from the unclassified information.

(k)(1) For an application for an operating license for a production or utilization facility, information in the form of a report, as described in § 50.75 of this part, indicating how reasonable assurance will be provided that funds will be available to decommission the facility.

(2) On or before July 26, 1990, each holder of an operating license for a production or utilization facility in effect on July 27, 1990, shall submit information in the form of a report as described in § 50.75 of this part, indicating how reasonable assurance will be provided that funds will be available to decommission the facility.

[21 FR 355, Jan. 19, 1956, as amended at 35 FR 19660, Dec. 29, 1970; 38 FR 3956, Feb. 9, 1973; 45 FR 55408, Aug. 19, 1980; 49 FR 35752, Sept. 12, 1984; 53 FR 24049, June 27, 1988; 69 FR 4448, Jan. 30, 2004]

§ 50.33a Information requested by the Attorney General for antitrust review.

(a)(1) An applicant for a construction permit for a nuclear power reactor shall submit the information requested by the Attorney General as described in appendix L to this part, if the application is for a class 103 permit and if the applicant has electrical generating capacity exceeding 1400 MW(e).

(2) An applicant for a construction permit for a nuclear power reactor shall submit the information requested by the Attorney General as described in paragraph 9 of section II of appendix L if the applicant has electrical generating capacity exceeding 200 MW(e) but no more than 1400 MW(e). Upon request of the Commission, the applicant shall furnish the other information described in appendix L.

(3) An applicant for a construction permit for a nuclear power reactor is not required to submit the information described in appendix L unless specifically requested by the Commission to

provide the information, if the applicant has electrical generating capacity of 200 MW(e) or less.

(4) The information described in paragraphs (a) (1) and (2) of this section shall be submitted as a separate document prior to any other part of the license application as provided in paragraph (b) and in accordance with § 2.101 of this chapter.

(b) Except as provided in paragraph (d), any person who applies for a class 103 construction permit for a nuclear power reactor on or after July 28, 1975 shall submit the document titled “Information Requested by the Attorney General for Antitrust Review” at least nine (9) months but not more than thirty-six months prior to the date of submittal of any part of the application for a class 103 construction permit.

(c) [Reserved]

(d) Any person who applies for a class 103 construction permit for a nuclear power reactor pursuant to the provisions of § 2.101(a-1) and subpart F of part 2 of this chapter shall submit the document titled “Information Requested by the Attorney General for Antitrust Review” at least nine (9) months but not more than thirty-six months prior to the filing of part two or part three of the application, whichever part is filed first, as specified in § 2.101(a-1) of this chapter.

(e) Any person who applies for a class 103 construction permit for a fuel reprocessing plant shall submit the information requested by the Attorney General for antitrust review, as a separate document, as soon as possible and in accordance with § 2.101 of this chapter.

[39 FR 34395, Sept. 25, 1974, as amended at 42 FR 22887, May 5, 1977; 42 FR 25721, May 19, 1977; 43 FR 49775, Oct. 25, 1978; 44 FR 60716, Oct. 22, 1979; 57 FR 18391, Apr. 30, 1992]

§ 50.34 Contents of applications; technical information.

(a) *Preliminary safety analysis report.* Each application for a construction permit shall include a preliminary safety analysis report. The minimum information⁵ to be included shall consist of the following:

⁵The applicant may provide information required by this paragraph in the form of a