

appropriately modified to reflect that fact.

(c) Each manufacturing license issued under this subpart will specify the number of nuclear power reactors authorized to be manufactured and the latest date of the completion of the manufacture of all such reactors. Upon good cause shown, the Commission will extend the completion date for a reasonable period of time.

§ 52.255 Duration of design approval.

A nuclear plant design that is approved as part of the issuance of a manufacturing license is valid for five years from the date of issuance of the manufacturing license.

§ 52.257 Finality of the manufacturing license.

In making the findings required by this part for the issuance of a construction permit or an operating license for a nuclear power reactor(s) that has been manufactured under a Commission license issued under this subpart, or an amendment to such a manufacturing license, construction permit, or operating license, the Commission will treat as resolved those matters which have been resolved at an earlier stage of the licensing process, unless there exists significant new information that substantially affects the conclusion(s) reached at the earlier stage or other good cause.

Subpart I—Duplicate Design Licenses

§ 52.261 Scope of subpart.

(a) Section 101 of the Atomic Energy Act of 1954, as amended, and § 50.10 of this chapter require a Commission license to transfer or receive in interstate commerce, manufacture, produce, transfer, acquire, possess, use, import or export any production or utilization facility. The regulations in 10 CFR part 50 require the issuance of a construction permit by the Commission before commencement of construction of a production or utilization facility, except as provided in § 50.10(e) of this chapter, and the issuance of an operating license before the operation of the facility.

(b) The Commission's regulations in 10 CFR part 2 specifically provide for the holding of hearings on particular issues separately from other issues involved in hearings in licensing proceedings (10 CFR 2.761a and 10 CFR part 2, appendix A, section I(c)), and for the consolidation of adjudicatory proceedings and of the presentations of parties in adjudicatory proceedings such as licensing proceedings (10 CFR 2.715a and 2.716).

(c) This subpart sets out the particular requirements and provisions applicable to situations in which applications are filed by one or more applicants for licenses to construct and operate nuclear power reactors of essentially the same design to be located at different sites.

(d) If the design for the power reactor(s) proposed in a particular application is not identical to the others, that application may not be processed under this subpart and subpart D of part 2 of this chapter.

§ 52.263 Relationship to other subparts.

Except as otherwise specified in this subpart or as the context otherwise indicates, the provisions of 10 CFR part 50, applicable to construction permits and operating licenses, including the requirement in § 50.58 of this chapter for review of the application by the Advisory Committee on Reactor Safeguards and the holding of public hearings, apply to construction permits and operating license subject to this subpart.

§ 52.265 Filing and contents of applications.

(a) Applications for construction permits submitted under this subpart must include the information required by §§ 50.33, 50.33a, 50.34(a) and 50.34a (a) and (b) of this chapter, and be submitted as specified in § 50.4 of this chapter. The applicant shall also submit the information required by § 51.50 of this chapter.

(b) For the technical information required by §§ 50.34(a)(1) through (5) and (8) and 50.34a (a) and (b) of this chapter, reference may be made to a single preliminary safety analysis of the design¹ which, for the purposes of 10 CFR 50.34(a)(1) includes one set of site parameters postulated for the design of the reactors, and an analysis and evaluation of the reactors in terms of such postulated site parameters. This single preliminary safety analysis must also include information pertaining to design features of the proposed reactors that affect plans for coping with emergencies in the operation of the reactors, and must describe the quality assurance program with respect to aspects of design, fabrication, procurement and construction that are common to all of the reactors.

(c) Applications for operating licenses submitted pursuant to this subpart must

¹ As used in this subpart, the design of a nuclear power reactor included in a single referenced safety analysis report means the design of those structures, systems, and components important to radiological health and safety and the common defense and security.

include the information required by §§ 50.33, 50.34(b) and (c), and 50.34a(c) of this chapter. The applicant shall also submit the information required by § 51.53 of this chapter. For the technical information required by §§ 50.34(b)(2) through (5) and 50.34a(c), reference may be made to a single final safety analysis of the design.

(d) The fees associated with the filing and review of the application are set forth in 10 CFR part 170.

Subpart J—[Reserved]

Subpart K—[Reserved]

Subpart L—[Reserved]

Subpart M—Enforcement

§ 52.401 Violations.

(a) The Commission may obtain an injunction or other court order to prevent a violation of the provisions of—

(1) The Atomic Energy Act of 1954, as amended;

(2) Title II of the Energy Reorganization Act of 1974, as amended; or

(3) A regulation or order issued under those Acts.

(b) The Commission may obtain a court order for the payment of a civil penalty imposed under Section 234 of the Atomic Energy Act:

(1) For violations of—

(i) Section 53, 57, 62, 63, 81, 82, 101, 103, 104, 107, or 109 of the Atomic Energy Act of 1954, as amended;

(ii) Section 206 of the Energy Reorganization Act;

(iii) Any rule, regulation, or order issued under the sections specified in paragraph (b)(1)(i) of this section;

(iv) Any term, condition, or limitation of any license issued under the sections specified in paragraph (b)(1)(i) of this section.

(2) For any violation for which a license may be revoked under section 186 of the Atomic Energy Act of 1954, as amended.

§ 52.403 Criminal penalties.

(a) Section 223 of the Atomic Energy Act of 1954, as amended, provides for criminal sanctions for willful violation of, attempted violation of, or conspiracy to violate, any regulation issued under sections 161b, 161i, or 161o of the Act. For purposes of section 223, all the regulations in this part 52 are issued under one or more of sections 161b, 161i, or 161o, except for the sections listed in paragraph (b) of this section.

(b) The regulations in this part 52 that are not issued under sections 161b,