The provisions of this part applicable to construction permits and operating licenses, including the requirement in §50.58 for review of the application by the Advisory Committee on Reactor Safeguards and the holding of public hearings, apply to construction permits and operating licenses subject to this appendix N.

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

3. Applications for operating licenses submitted pursuant to this appendix N shall include the information required by §§50.33, 50.34(b) and (c), and 50.34a(c). The applicant shall also submit the information required by §51.50 of this chapter. For the technical information required by §§50.34(b)(2) through (5) and 50.34(a), reference may be made to a single final safety analysis of the design.

This appendix sets out procedures for the filing, staff review, and referral to the Advisory Committee on Reactor Safeguards of requests for early review of one or more site suitability issues relating to the construction and operation of certain utilization facilities separately from and prior to the submission of applications for construction permits for the facilities. The appendix also sets out procedures for the preparation and issuance of Staff Site Reports and for their incorporation by reference in applications for the construction and operation of certain utilization facilities. The utilization facilities are those which are subject to §51.20(b) of this chapter and are of the type specified in §50.21(b) (2) or (3) or §50.22 or are testing facilities. This appendix does not apply to proceedings conducted pursuant to subpart F of part 2 of this chapter.

1. Any person may submit information regarding one or more site suitability issues to the Commission’s Staff for its review separately from and prior to an application for a construction permit for a facility. Such a submission shall be accompanied by any fee required by part 170 of this chapter and shall consist of the portion of the information required of applicants for construction permits by §§50.33(a)-(c) and (e), and, insofar as it relates to the issue(s) of site suitability for which early review is sought, by §§50.34(a) and 50.30(f), except that information with respect to operation of the facility at the projected initial power level need not be supplied.

2. The submission for early review of site suitability issue(s) must be made in the same manner and in the same number of copies as provided in §§50.4 and 50.30 for license applications. The submission must include sufficient information concerning a range of postulated facility design and operation parameters to enable the Staff to perform the requested review of site suitability issues. The submission must contain suggested conclusions on the issues of site suitability submitted for review and must be accompanied by a statement of the bases or the reasons for those conclusions. The submission must also list, to the extent possible, any long-range objectives for ultimate development of the site, state whether any site selection process was used in preparing the submission, describe any site selection process used, and explain what consideration, if any, was given to alternative sites.

3. The Staff shall publish a notice of docketing of the submission in the Federal Register, and shall send a copy of the notice of docketing to the Governor or other appropriate official of the State in which the site is located. This notice shall identify the location of the site, briefly describe the site suitability issue(s) under review, and invite comments from Federal, State, and local agencies and interested persons within 120 days of publication or such other time as may be specified, for consideration by the staff in connection with the initiation or outcome of the review and, if appropriate by the ACRS, in connection with the outcome of their review. The person requesting review shall serve a copy of the submission on the Governor or other appropriate official of the State in which the site is located, and on the chief executive of the municipality in which the site is located or, if the site is not located in a municipality, on the chief executive of the county. The portion of the submission containing information required of applicants for construction permits by §§50.33(a)-(c) and (e) and 50.34(a) will be referred to the Advisory Committee on Reactor Safeguards (ACRS) for a review and report. There will be no referral to the ACRS unless early review of the site safety issues under §50.34(a)(1) is requested.

4. Upon completion of review by the NRC staff and, if appropriate by the ACRS, of a submittal under this appendix, the NRC staff shall prepare a Staff Site Report which shall identify the location of the site, state the site suitability issues reviewed, explain the nature and scope of the review, state the conclusions of the staff regarding the issues...