

PART 75—SAFEGUARDS ON NUCLEAR MATERIAL—IMPLEMENTATION OF US/IAEA AGREEMENT

GENERAL PROVISIONS

GENERAL PROVISIONS

Sec.

- 75.1 Purpose.
- 75.2 Scope.
- 75.3 Exemptions.
- 75.4 Definitions.
- 75.5 Interpretations.
- 75.6 Facility and location reporting.
- 75.7 Notification of IAEA safeguards.
- 75.8 IAEA inspections
- 75.9 Information collection requirements: OMB approval.

FACILITY AND LOCATION INFORMATION

- 75.10 Facility information.
- 75.11 Location information.
- 75.12 Communication of information to IAEA.

MATERIAL ACCOUNTING AND CONTROL FOR FACILITIES

- 75.15 Facility attachments.
- 75.21 General requirements.
- 75.22 Accounting records.
- 75.23 Operating records.
- 75.24 Retention of records.

REPORTS

- 75.31 General requirements.
- 75.32 Initial inventory report.
- 75.33 Accounting reports.
- 75.34 Inventory change reports.
- 75.35 Material status reports.
- 75.36 Special reports.

ADVANCED NOTIFICATION AND EXPENSES

- 75.43 Circumstances requiring advance notification.
- 75.44 Timing of advance notification.
- 75.45 Content of advance notification.
- 75.46 Expenses.

ENFORCEMENT

- 75.51 Violations.
- 75.53 Criminal penalties.

AUTHORITY: Atomic Energy Act of 1954, secs. 53, 63, 103, 104, 122, 161, 223, 234, 1701 (42 U.S.C. 2073, 2093, 2133, 2134, 2152, 2201, 2273, 2282, 2297f); Energy Reorganization Act of 1974, sec. 201 (42 U.S.C. 5841); Nuclear Waste Policy Act of 1982, secs. 135, 141 (42 U.S.C. 10155, 10161); 44 U.S.C. 3504 note.

Section 75.4 also issued under Nuclear Waste Policy Act secs. 135 (42 U.S.C. 10155, 10161).

SOURCE: 45 FR 50711, July 31, 1980, unless otherwise noted.

§ 75.1 Purpose.

The purpose of this part is to implement the requirements established by treaties between the United States and the International Atomic Energy Agency (IAEA). These treaties include the Agreement Between the United States of America and the International Atomic Energy Agency for the Application of Safeguards in the United States of America (Safeguards Agreement) and the Protocol Additional to the Agreement Between the United States of America and the International Atomic Energy Agency for the Application of Safeguards in the United States of America (Additional Protocol). This part contains requirements to ensure that the United States meets its nuclear non-proliferation obligations under these US/IAEA Safeguards treaties. These obligations include providing information to the IAEA on the place of applicant, licensee, or certificate holder activities; information on source and special nuclear materials; and access to the place of applicant, licensee, or certificate holder activities. These obligations are similar to the obligations accepted by other countries.

[73 FR 78607, Dec. 23, 2008]

§ 75.2 Scope.

(a) All persons licensed by the Nuclear Regulatory Commission or an Agreement State, or who hold a certificate of compliance, or construction permit or authorization issued by the Nuclear Regulatory Commission are subject to the requirements of this part. These requirements also apply to all persons who have filed an application with the NRC to construct a facility or to receive source or special nuclear material. Locations determined by the U.S. Government to be associated with activities or information of direct national security significance to the United States are excluded from these requirements. Specifically, these requirements pertain to the following locations and activities of licensees and certificate holders:

- (1) A facility, as defined in § 75.4, and the site of the facility;