

COMPLIANCE DETERMINATION STRATEGY

RRT 2.2 MATERIAL INCORPORATED BY REFERENCE

APPLICABLE REGULATORY REQUIREMENT:

10 CFR 60.23

TYPES OF REVIEW:

Acceptance Review (Type 1)

RATIONALE FOR TYPES OF REVIEW:

Acceptance Review (Type 1) Rationale:

This regulatory requirement topic is considered to be license application-related because, as specified in the license application content requirements of 10 CFR 60.21(c) and the regulatory guide "Format and Content for the License Application for the High-Level Waste Repository" (FCRG), it must be addressed by the U.S. Department of Energy (DOE) in its license application. Therefore, the staff will conduct an acceptance review of the license application for this topic.

REVIEW STRATEGY:

Acceptance Review:

In conducting the Acceptance Review of the requirement regarding the treatment of material incorporated by reference in the license application, the reviewer should determine whether a presentation which lists all of the topical, issue-resolution reports, or documents submitted to NRC in other applications that have been incorporated by reference has been included as specified in the FCRG. The reviewer should also determine whether DOE has listed other reports incorporated by reference that include the results of tests and analyses which are summarized in other sections of the license application. The reviewer should determine the completeness of the list of topical and issue-resolution reports and the reports of results of tests and analyses in this section, based on the material incorporated by reference in the license application. The reviewer should determine whether the necessary information to enable clear identification of each incorporated report has been included in the list.

The subject of this Review Plan is limited to consideration of the material incorporated by reference. It is not concerned with the details of the various reports and other prior submissions to NRC, which are listed as incorporated by reference. The review of the nature, content, and validity of such material will be conducted in the various Review Plans which pertain to the subject matter incorporated. The reviewer will determine whether a summary of any information submitted to NRC in connection with other applications has been included in the appropriate section of the license application.

Finally, if any topical or issue-resolution reports or the results of any tests and analyses are proposed to be withheld from public disclosure under NRC regulations (10 CFR §2.790(b)) as proprietary documentation, the reviewer will determine whether a nonproprietary summary of the general content of the material has been prepared and is referenced in the list.

RATIONALE FOR REVIEW STRATEGY :

Not Applicable.

Contributing Analysts:

NRC: Kenneth L. Kalman

CNWRA: Stephen H. Spector

Dates of Analysis: 3/01/93

APPLICABLE REGULATORY REQUIREMENTS FOR EACH TYPE OF REVIEW:

Type 1:

10 CFR 60.23

REFERENCES:

Code of Federal Regulations, "Disposal of High-Level Radioactive Wastes in Geologic Repositories," Part 60, Chapter I, Title 10, "Energy."

Code of Federal Regulations, "Rules of Practice For Domestic Licensing Proceedings and Issuance of Orders," Part 2, Chapter I, Title 10, "Energy."

Nuclear Regulatory Commission, "Format and Content For the License Application for the High-Level Waste Repository." Office of Nuclear Regulatory Research. [Refer to the "Products List" for the Division of High-Level Waste Management to identify the most current edition of the FCRG in effect.]