

NUCLEAR REGULATORY COMMISSION

10 CFR Parts 4, 20, 30, 40, 50, 55, 70, 110 and 150

Deletion of reference to Panama Canal Zone; Minor Amendments

AGENCY: U. S. Nuclear Regulatory Commission

ACTION: Final Rule

SUMMARY: The Nuclear Regulatory Commission (NRC) is deleting all references to the Panama Canal Zone in its regulations. These minor amendments reflect the provisions of the Panama Canal Treaty of 1977 and the recently enacted Panama Canal Defense Act of 1979. Under the Act and the Treaty, the U.S. Government relinquished jurisdiction over the Panama Canal Zone to the Republic of Panama. These amendments revise portions of the Commission's regulations to reflect the revised status of the Canal Zone.

EFFECTIVE: ~~10/1/79~~ 10/1/79

FOR FURTHER INFORMATION CONTACT: Joseph M. Felton, Director, Division of Rules and Records, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Telephone: 301-492-7211.

SUPPLEMENTARY INFORMATION: Under the Panama Canal Treaty of 1977, the territory of the former Panama Canal Zone became subject to the jurisdiction of the Republic of Panama on October 1, 1979. The Treaty, and the recently enacted Panama Canal Defense Act of 1979 (P.L. 96-70) passed on September 27, 1979, supersede all previous legislation. Thus, all references in the Atomic Energy Act to the Canal Zone as being jurisdictionally part of the United States are no longer valid. Therefore, the Nuclear Regulatory Commission is

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deleting all references to the Canal Zone from its regulations in Title 10, Chapter 1 of the Code of Federal Regulations.

Since these amendments are corrective and relate solely to minor procedural matters, notice of proposed rulemaking and public procedure thereon are unnecessary and good cause exists to make the amendments effective upon publication in the Federal Register.

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974, as amended, and sections 552 and 553 of Title 5 of the United States Code, the following amendments to Title 10, Chapter 1, Code of Federal Regulations, Parts 4, 20, 30, 40, 50, 55, 70, 110 and 150 are published as a document subject to codification.

PART 4 - NONDISCRIMINATION IN FEDERALLY
ASSISTED COMMISSION PROGRAMS

1. Paragraph (j) of §4.3 is revised to read as follows:

§4.3 Definitions.

* * * * *

(j) "United States" means the States of the United States, the District of Columbia, Puerto Rico, the Virgin Islands, American Samoa, Guam, Wake Island, and the territories and possessions of the United States, and the term "State" means any one of the foregoing.

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PART 20 - STANDARDS FOR
PROTECTION AGAINST RADIATION

2. Appendix D of Part 20 is amended by deleting "Panama Canal Zone", from those jurisdictions listed under Region II.

PART 30 - RULES OF GENERAL APPLICABILITY TO
DOMESTIC LICENSING OF BYPRODUCT MATERIAL

3. Paragraph (u) of §30.4 is revised to read as follows:

§30.4 Definitions.

As used in this part and Parts 31-35 of this chapter:

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(u) "United States", when used in a geographical sense, includes Puerto Rico and all territories and possessions of the United States;

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PART 40 - DOMESTIC LICENSING OF SOURCE MATERIAL

4. Paragraph (j) of §40.4 is revised to read as follows:

§40.4 (j) Definitions.

As used in this part:

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(j) "United States", when used in a geographical sense, includes Puerto Rico and all territories and possessions of the United States;

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PART 50 - DOMESTIC LICENSING OF
PRODUCTION AND UTILIZATION FACILITIES

5. Paragraph (s) of §50.2 is revised to read as follows:

§50.2 Definitions.

As used in this part:

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(s) "United States", when used in a geographical sense, includes Puerto Rico and all territories and possessions of the United States.

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PART 55 - OPERATORS' LICENSES

6. Paragraph (g) of §55.4 is revised to read as follows;

§55.4 Definitions.

As used in this part:

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(g) "United States", when used in a geographical sense, includes Puerto Rico and all territories and possessions of the United States.

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PART 70 - DOMESTIC LICENSING OF
SPECIAL NUCLEAR MATERIAL

7. Paragraph (n) of §70.4 is revised to read as follows:

§70.4 Definitions.

As used in this part:

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(n) "United States", when used in a geographical sense, includes Puerto Rico and all territories and possessions of the United States.

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PART 110 - EXPORT AND IMPORT
OF NUCLEAR FACILITIES AND MATERIALS

8. Paragraph (rr) of §110.2 is revised to read as follows:

§110.2 Definitions.

As used in this part:

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(rr) "United States", when used in a geographical sense, includes Puerto Rico and all territories and possessions of the United States.

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PART 150 - EXEMPTIONS AND
CONTINUED REGULATORY AUTHORITY IN AGREEMENT
STATES UNDER SECTION 274

9. Paragraph (j) of §150.3 is revised to read as follows:

§150.3 Definitions.

As used in this part:

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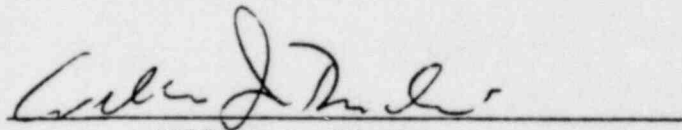
(j) "State" means any State, the District of Columbia, Puerto Rico, and any territory or possession of the United States.

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(Sec. 161, Pub. L. 83-703, 68 Stat. 948 (42 U.S.C. 2201); Sec. 201, as amended, Pub. L. 93-438, 88 Stat 1242 (42 U.S.C. 5841)).

Dated at Bethesda, Maryland, this 14th day of March 1980.

For the Nuclear Regulatory Commission



William J. Dircks
Acting Executive Director for Operations