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DRAFT STATUTORY INSTRUMENTS

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**2010 No.**

The Environmental Permitting  
(England and Wales) Regulations 2010

PART 7

Miscellaneous provisions

Chapter 3

Transitional provisions - former enactments

**Recovery of expenses for disposal of radioactive waste**

**85.**—(1) If, before the coming into force of these Regulations, the regulator disposed of radioactive waste in the exercise of its powers under section 30 of the 1993 Act but did not recover all expenses reasonably incurred by it under that section, the regulator may recover expenses under paragraph 4(2) of Part 3 of Schedule 23 to these Regulations.

(2) If, before the coming into force of these Regulations, the regulator disposed of radioactive waste in the exercise of its powers under section 30A of the 1993 Act<sup>(1)</sup> but did not recover all expenses reasonably incurred by it under that section, the regulator may recover expenses under paragraph 8(2) of Part 4 of Schedule 23 to these Regulations.

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(1) Section 30A was inserted by [S.I. 2005/2686](#).