



Energy Act 2013

2013 CHAPTER 32

PART 3

NUCLEAR REGULATION

CHAPTER 5

SUPPLEMENTARY

Supplementary

112 Interpretation of Part 3

(1) In this Part—

“the 1974 Act” means the Health and Safety at Work etc. Act 1974;

“approved code of practice” has the meaning given by section 79(3);

“financial year”, in relation to the ONR, has the meaning given by paragraph 28 of Schedule 7;

“health and safety inspector” means a person appointed by the ONR under section 19 of the 1974 Act;

“improvement notice” has the meaning given by paragraph 3(2) of Schedule 8;

“inspector” means an inspector appointed under Part 1 of Schedule 8 (unless otherwise specified);

“member of staff”, in relation to the ONR, is to be read in accordance with paragraph 2(2) of Schedule 7;

“modify” includes amend, repeal or revoke (and “modification” is to be read accordingly);

“nuclear regulations” has the meaning given by section 74(1);

[^{F1}“nuclear safeguards regulations” means regulations under section 76A(1);]

Changes to legislation: Energy Act 2013, Section 112 is up to date with all changes known to be in force on or before 19 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

“nuclear site” means—

- (a) a site in respect of which a nuclear site licence is in force, or
- (b) a site in respect of which a period of responsibility has not ended;

“nuclear site licence” has the same meaning as in the Nuclear Installations Act 1965 (see section 1 of that Act);

“ONR” means the Office for Nuclear Regulation;

“ONR inquiry” has the meaning given by section 85(2);

“period of responsibility”, in relation to a site, means the period of responsibility (within the meaning given in section 5 of the Nuclear Installations Act 1965 (revocation and surrender of licences)) in respect of a nuclear site licence granted at any time in respect of the site;

“personal injury” includes—

- (a) any disease, and
- (b) any impairment of a person's physical or mental condition;

“prohibition notice” has the meaning given by paragraph 4(2) of Schedule 8;

“regulatory function”, in relation to the ONR, means—

- (a) a function of giving or revoking permission or approval in relation to any material, premises or activity;
- (b) a function of imposing conditions or requirements in relation to any material, premises or activity;
- (c) a function, other than a function under section 84 (investigations), which relates to securing, monitoring or investigating compliance with conditions or requirements (however imposed) in relation to any material, premises or activity;
- (d) a function which relates to the enforcement of such requirements;

[^{F1}“relevant international agreement” has the meaning given by subsection (1A);]

“relevant power” has the meaning given by paragraph 2 of Schedule 8;

“relevant statutory provisions” has the meaning given by section 82(2) (unless otherwise specified).

[^{F2}(1A) Relevant international agreement” means an agreement (whether or not ratified) to which the United Kingdom is a party and which—

- (a) relates to nuclear safeguards, and
- (b) is specified in regulations under subsection (1B),

and a reference in this Part to a relevant international agreement is to the agreement as it has effect for the time being.

(1B) The Secretary of State may by regulations specify agreements for the purposes of subsection (1A)(b).

(1C) References in subsection (1A) to an agreement to which the United Kingdom is a party include an undertaking given by the United Kingdom which—

- (a) relates to guidance or any other document issued by the International Atomic Energy Agency, and
 - (b) is notified to the Agency by the United Kingdom,
- (and the reference in subsection (1B) to an agreement is to be read accordingly).

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- (1D) Before making regulations under subsection (1B), the Secretary of State must consult—
- (a) the ONR, and
 - (b) such other persons (if any) as the Secretary of State considers it appropriate to consult.
- (1E) Subsection (1D)(a) does not apply if the regulations give effect, without modification, to proposals submitted by the ONR under section 81(1)(a)(iiia).]
- (2) The following apply for the purposes of this Part as they apply for the purposes of Part 1 of the 1974 Act—
- (a) section 52(1) of that Act (meaning of “work” and “at work”);
 - (b) the power conferred by section 52(2)(a) of that Act to extend the meaning of “work” and “at work”.

Textual Amendments

- F1** Words in s. 112(1) inserted (26.10.2018) by [Nuclear Safeguards Act 2018 \(c. 15\), ss. 1\(3\)\(a\), 6\(2\); S.I. 2018/1079, reg. 2\(a\)](#)
- F2** S. 112(1A)-(1E) inserted (26.10.2018) by [Nuclear Safeguards Act 2018 \(c. 15\), ss. 1\(3\)\(b\), 6\(2\); S.I. 2018/1079, reg. 2\(a\)](#)
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Commencement Information

- I1** S. 112 in force at 1.4.2014 by [S.I. 2014/251, art. 4](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 68(4) inserted by [2023 c. 52 s. 302\(4\)](#)