

*Status: Point in time view as at 26/06/2018.*

*Changes to legislation: There are currently no known outstanding effects for the Nuclear Safeguards Act 2018. (See end of Document for details)*

VALID FROM 26/10/2018

SCHEDULE

Section 1

MINOR AND CONSEQUENTIAL AMENDMENTS

*Amendments to Part 3 of the Energy Act 2013*

1 Part 3 of the Energy Act 2013 (nuclear regulation) is amended as follows.

VALID FROM 31/12/2020

2 In section 74 (nuclear regulations) —  
(a) in subsection (1), omit paragraph (c),  
(b) in subsection (9), omit “any paragraph of”, and  
(c) in subsection (10), omit paragraphs (b) and (c).

3 In section 81 (proposals about orders and regulations), in subsection (1)(a)—  
(a) after sub-paragraph (i) insert—  
“(ia) regulations under section 76A (nuclear safeguards regulations etc),”;  
(b) after sub-paragraph (iii) insert—  
“(iiia) regulations under section 112(1B) (definition of “relevant international agreement”),”.

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4 In section 82 (enforcement of relevant statutory provisions), in subsection (2) (a), for the words from “of” to the end substitute “ of this Part, nuclear regulations and nuclear safeguards regulations; ”.

5 In section 84 (investigations), in subsection (3)(b), after sub-paragraph (i) (but before the “or”) insert—  
“(ia) regulations under section 76A (nuclear safeguards regulations etc),  
(ib) regulations under section 112(1B) (definition of “relevant international agreement”),”.

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6 Omit section 93.

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- 7 In section 102 (general duty of employers at work in relation to requirements imposed on others)—
- (a) in subsection (1), for “relevant provision” substitute “ of the relevant statutory provisions ”, and
  - (b) in subsection (5), omit paragraph (b) and the “and” preceding it.

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- 8 In section 104 (duty not to charge employees for certain things)—
- (a) in subsection (1), for “relevant provision” substitute “ of the relevant statutory provisions ”, and
  - (b) in subsection (3), omit paragraph (b) and the “and” preceding it.

- 9 (1) Section 113 (subordinate legislation) is amended as follows.
- (2) In subsection (2) (regulations subject to affirmative procedure)—
- (a) in paragraph (a), after “nuclear regulations” insert “ , or nuclear safeguards regulations, ”;
  - (b) omit the “or” at the end of paragraph (a);
  - (c) after paragraph (a) insert—
    - “(aa) regulations under section 76A(7),”;
  - (d) at the end of paragraph (b) insert “or
    - (c) regulations under section 112(1B),”.
- (3) In subsection (3), after “regulations”, in each place it occurs, insert “ or nuclear safeguards regulations ”.

- 10 In section 118 (review of Part 3), in subsection (1), for “5 years” substitute “ 7 years ”.

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- 11 (1) Schedule 8 (ONR inspectors) is amended as follows.
- (2) In paragraph 3 (improvement notices), in sub-paragraph (5), for paragraph (a) (but not the “or” at the end) substitute—
- “(a) any of the relevant statutory provisions other than any provision of nuclear regulations which is identified in accordance with section 74(9) (provision made for nuclear security purposes),”.
- (3) In paragraph 4 (prohibition notices), in the definition of “applicable provision” in sub-paragraph (5), after “paragraph 3” insert “ but does not include nuclear safeguards regulations or a provision of the Nuclear Safeguards Act 2000 ”.

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12 In Schedule 9 (disclosure of information), in paragraph 20, for “any of the safeguards obligations” substitute “ a relevant international agreement ”.

*Other amendment*

13 In section 12(4) of the Nuclear Safeguards Act 2000 (power to extend to the Channel Islands, the Isle of Man etc), for “colony” substitute “ British overseas territory ”.

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