



Radioactive Substances Act 1948

1948 CHAPTER 37 11 and 12 Geo 6

5 Safety regulations for occupations involving radioactive substances and irradiating apparatus.

(1) The appropriate Minister may, as respects any class or description of premises or places specified in the regulations, being premises or places in which radioactive substances are manufactured, produced, treated, stored or used or irradiating apparatus is used, make such provision by regulations as appears to the Minister to be necessary—

- (a) to prevent injury being caused by ionising radiations to the health of persons employed at those premises or places or other persons; or
- (b) to secure that any radioactive waste products resulting from such manufacture, production, treatment, storage or use as aforesaid are disposed of safely;

and the regulations may, in particular and without prejudice to the generality of this subsection, provide for imposing requirements as to the erection or structural alteration of buildings or the carrying out of works.

[^{F1}(2) The appropriate Minister may, as respects the transport of any radioactive substances, make such regulations as appear to him to be necessary to prevent injury being caused by such transport to the health of persons engaged therein and other persons.]

(3) Regulations made under this section may provide for imposing requirements, prohibitions and restrictions on employers, employed persons and other persons.

(4) Any person who contravenes or fails to comply with any regulation made under this section or any requirement, prohibition or restriction imposed under any such regulation shall be guilty of an offence.

(5) ^{F2}

(6) In this section the expression “the appropriate Minister” means such Minister, or such Ministers acting jointly, as may be designated by Order in Council, and different Ministers may be designated, for the purposes of subsection (1) of this section, for different classes or descriptions of premises or places [^{F3}and, for the purposes of subsection (2) of this section, for different forms of transport or for the transport of different classes or descriptions of substances.]

Status: Point in time view as at 27/08/1991. This version of this provision has been superseded.

*Changes to legislation: There are currently no known outstanding effects for the
Radioactive Substances Act 1948, Section 5. (See end of Document for details)*

- (7) This section shall be without prejudice to the provisions of the ^{M1}Factories Act 1937, as amended by any subsequent enactment.

Textual Amendments

- F1** S. 5(2) repealed (E.W.S.) (27.8.1991) by [Radioactive Material \(Road Transport\) Act 1991](#) (c. 27, SIF: 8), ss. 2(6), 9(3), [Sch.](#)
- F2** Ss. 5(5), 6 repealed by [Radiological Protection Act 1970](#) (c. 46), [Sch. 2](#)
- F3** Words in s. 5(6) repealed (E.W.S.) (27.8.1991) by [Radioactive Material \(Road Transport\) Act 1991](#) (c. 27, SIF:8), ss. 2(6), 9(3), [Sch.](#)

Modifications etc. (not altering text)

- C1** S. 5: by [S. I. 1974/1821](#), [reg. 2](#) it is provided that [section 5](#) shall have effect, in its application to Great Britain, as if paragraph (a) of subsection (1) and subsection (7) were omitted
- C2** S. 5(1)(a) excluded (N. I.) by [S. I. 1978/1039](#) (N. I. 9), arts. 2(2), 39, [Sch. 1](#)
- C3** S. 5(1)(a) amended by [S.I. 1988/1222](#), [regs. 3, 4](#)
- C4** S. 5(1)(a) amended by [S.I. 1990/1380](#), [arts. 3, 4](#)
S. 5(1)(a) saved by virtue of Health and Safety at Work etc. Act 1974 (c.37, SIF 43:3), s. 53, [Sch. 1](#) and Tay Road Bridge Order Confirmation Act 1991 (c. iv), [Sch. Pt. VII s. 62](#)
- C5** S. 5(1)(a) saved by virtue of Health and Safety At Work etc. Act 1991 (c. 37, SIF:43:3), s. 53, [Sch. 1](#) and Highland Regional Council (Harbours) Order Confirmation Act 1991 (c. xii), [s. 61\(1\)\(f\)](#)

Marginal Citations

- M1** 1937 c. 67.

Status:

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Changes to legislation:

There are currently no known outstanding effects for the Radioactive Substances Act 1948, Section 5.