STATUTORY INSTRUMENTS

2019 No. 196

EXITING THE EUROPEAN UNION NUCLEAR SAFEGUARDS

The Nuclear Safeguards (EU Exit) Regulations 2019

Made - - - 7th February 2019 Coming into force in accordance with regulation 1.

THE NUCLEAR SAFEGUARDS (EU EXIT) REGULATIONS 2019

PART 1

Introduction

- 1. Citation and commencement
- 2. Interpretation

PART 2

Accountancy and control, records and the provision of information by an operator

- 3. Declaration of basic technical characteristics
- 4. Programme of activities
- 5. Particular safeguard provisions
- 6. Accountancy and control of qualifying nuclear material
- 7. Accountancy and control plan
- 8. Replacement, amendment and revocation of accountancy and control plan
- 9. Operation of an accountancy and control plan
- 10. Operating records
- 11. Accounting records
- 12. Accounting reports
- 13. Initial book inventory
- 14. Inventory change report
- 15. Material balance report and physical inventory listing
- 16. Special report
- 17. Unusual occurrences
- 18. Reporting of nuclear transformations
- 19. Additional reporting obligations arising from relevant international agreements and from obligations resulting from international trade
- 20. Weight units and categories of qualifying nuclear materials

PART 3

Exports and imports

- 21. Exports
- 22. Imports
- 23. Loss or delay during transfer
- 24. Communication of change of date

PART 4

Carriers and temporary storage agents

- 25. Carriers and temporary storage agents
- 26. Intermediaries

PART 5

Ores

- 27. Accounting records for ores
- 28. Ore shipment and export reports

PART 6

Qualifying nuclear material in the form of conditioned and retained waste

- 29. Stock list and accounting records for conditioned and retained waste
- 30. Transfers of conditioned waste

PART 7

Qualifying nuclear facility with limited operation and exemption

- 31. Declaration of basic technical characteristics, stock list and accounting records for qualifying nuclear facility with limited operation
- 32. Exemption

PART 8

Civil activities

- 33. Withdrawal from civil activities
- 34. Qualifying nuclear facilities which are used partly for civil activities

PART 9

Communication

35. Communication with the ONR

PART 10

Safeguards equipment

- 36. Safeguards equipment
- 37. Access to safeguards equipment
- 38. Interference with safeguards equipment

PART 11

The ONR

- 39. Inspections by the ONR
- 40. Publication of information by the ONR
- 41. ONR to provide an annual report to the Secretary of State
- 42. Provision of information to the Agency

PART 12

Offences

43. Offences

PART 13

Notification to the Secretary of State

- 44. The Secretary of State may issue written advice
- 45. Notification of receipt, production and transfer
- 46. Form of notification
- 47. Notification of change
- 48. Continued application
- 49. Interpretation

PART 14

General

- 50. Extent
- 51. General consequential and supplementary amendments Part 1 of Schedule 3
- 52. General consequential amendments Part 2 of Schedule 3
- 53. Transitional provisions
- 54. Review Signature

SCHEDULE 1 —

- PART 1 QUESTIONNAIRE FOR THE DECLARATION OF THE BASIC TECHNICAL CHARACTERISTICS OF A QUALIFYING NUCLEAR FACILITY
- PART 2 INVENTORY CHANGE REPORT
- PART 3 MATERIAL BALANCE REPORT (MBR)
- PART 4 PHYSICAL INVENTORY LISTING (PIL)
- PART 5 ADVANCE NOTIFICATION OF EXPORTS/SHIPMENTS OF QUALIFYING NUCLEAR MATERIAL
- PART 6 ADVANCE NOTIFICATION OF IMPORTS/RECEIPTS OF QUALIFYING NUCLEAR MATERIAL
- PART 7 REPORT OF ORE EXPORTS/SHIPMENTS
- PART 8 OUTLINE PROGRAMME OF ACTIVITIES
- PART 9 ANNUAL REPORT ON EXPORTS/SHIPMENTS OF CONDITIONED WASTE (Note. 1)
- PART 10 ANNUAL REPORT ON IMPORTS/RECEIPTS OF CONDITIONED WASTE

(Note 1)

- PART 11 REQUEST FOR A QUALIFYING NUCLEAR FACILITY WITH LIMITED OPERATION
- PART 12 ADVANCE NOTIFICATION OF INTENDED WITHDRAWAL OF QUALIFYING NUCLEAR MATERIAL FROM CIVIL ACTIVITIES
- SCHEDULE 2 The Components of an Accountancy and Control System
- SCHEDULE 3 Consequential and supplementary amendments for Nuclear Safeguards Act 2000 and related legislation

PART 1

- 1. Nuclear Safeguards and Electricity (Finance) Act 1978
- 2. In section 1— (a) in sub-section (1), for "made on...
- 3. In section 2(1)— (a) in paragraph (a) for "articles 71...
- 4. In section 2(2)— (a) in paragraph (a)—
- 5. In section 2(7) for "article 92(2)" substitute "article 90".
- 6. In section 3(1)(b) for "article 76(d)" substitute "article 74(d)".
- 7. Nuclear Safeguards Act 2000
- 8. In section 1(1)—(a) in the definition of "Additional Protocol"...
- 9. In section 1(3) for "22nd September 1998" substitute "7th June...
- 10. The Nuclear Safeguards (Notification) Regulations 2004
- 11. In regulation 2, omit the definition of "the commencement date"....
- 12. Omit regulation 3.
- 13. In the Schedule— (a) in the heading for Part I...
 - PART 2 General consequential and supplementary amendments
- 14. Revocation of retained EU law

SCHEDULE 4 — Transitional provisions

- 1. Declaration of basic technical characteristics
- 2. Initial book inventory
- 3. Inventory change report
- 4. Material balance report
- 5. Stock list for conditioned and retained waste held on commencement day
- 6. Advance notification or report
- 7. Advance notification on or after commencement day
- 8. Accountancy and control of qualifying nuclear material
- 9. Operator of qualifying nuclear facility with limited operation

Explanatory Note