



Energy Act 2008

2008 CHAPTER 32

PART 3

DECOMMISSIONING OF ENERGY INSTALLATIONS

CHAPTER 1

NUCLEAR SITES: DECOMMISSIONING AND CLEAN-UP

Miscellaneous

63 Co-operation with other public bodies

- (1) The Secretary of State may require a body within subsection (2) to provide the Secretary of State with such assistance as that body is reasonably able to give in connection with the performance by the Secretary of State of a function under this Chapter.
- (2) Those bodies are—
 - [^{F1}(a) the Office for Nuclear Regulation;]
 - (b) the Environment Agency;
 - (c) the Department of the Environment for Northern Ireland.
- (3) A body within subsection (2) may provide information to the Secretary of State if—
 - (a) the information relates to a person within subsection (5), and
 - (b) the Secretary of State or the body thinks that the information is relevant to a function of the Secretary of State under this Chapter.
- (4) The Secretary of State may provide information to a body within subsection (2) if—
 - (a) the information relates to a person within subsection (5), and
 - (b) the Secretary of State or the body thinks that the information is relevant to a function of the body in relation to the programme.

Changes to legislation: There are currently no known outstanding effects for the Energy Act 2008, Section 63. (See end of Document for details)

- (5) The persons are—
- (a) a site operator, or another person, who has obligations under a funded decommissioning programme (whether or not the programme is approved),
 - (b) a body corporate which is associated with a site operator who has submitted a funded decommissioning programme if—
 - (i) the Secretary of State is considering making a modification under section 46 which, if made, would result in the body corporate having obligations under the programme, or
 - (ii) a proposal under section 48 has been made for a modification which, if made, would result in the body corporate having obligations under the programme, or
 - (c) in the case of subsection (3) only, a body corporate which is so associated and in relation to which the Secretary of State is considering whether to make a proposal of the kind mentioned in paragraph (b)(ii).
- (6) This section applies despite any statutory or other restriction on the disclosure of information.
- (7) Where a nuclear site licence has been applied for, but not yet granted, in respect of a site, references in this section to the site operator include references to the person who has applied for a nuclear site licence in respect of the site.

Textual Amendments

- F1** S. 63(2)(a) substituted (1.4.2014) by [Energy Act 2013 \(c. 32\)](#), s. 156(1), [Sch. 12 para. 100](#); [S.I. 2014/251](#), art. 4

Commencement Information

- I1** S. 63 in force at 6.4.2009 by [S.I. 2009/45](#), [art. 4\(b\)\(i\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Energy Act 2008, Section 63.