

**Changes to legislation:** Energy Act 2013, Cross Heading: Nuclear Safeguards Act 2000 (c. 5) is up to date with all changes known to be in force on or before 14 March 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

SCHEDULES

SCHEDULE 12

MINOR AND CONSEQUENTIAL AMENDMENTS RELATING TO PART 3

PART 4

NUCLEAR SAFEGUARDS

*Nuclear Safeguards Act 2000 (c. 5)*

42       The Nuclear Safeguards Act 2000 is amended as follows.

**Commencement Information**

**II**   Sch. 12 para. 42 in force at 1.4.2014 by [S.I. 2014/251](#), [art. 4](#)

- 43       (1) Section 1(1) (interpretation) is amended as follows.
- (2) In the definition of “Additional Protocol information” after “Secretary of State” insert “ or the Office for Nuclear Regulation ”.
- (3) In the definition of “authorised officer” for “Secretary of State” substitute “ Office for Nuclear Regulation ”.

**Commencement Information**

**I2**   Sch. 12 para. 43 in force at 1.4.2014 by [S.I. 2014/251](#), [art. 4](#)

- 44       (1) Section 2 (information and records for purposes of the Additional Protocol) is amended as follows.
- (2) In subsection (1), for “Secretary of State” substitute “ Office for Nuclear Regulation ”.
- (3) In subsection (2), for “Secretary of State”, in both places where it appears, substitute “ Office for Nuclear Regulation ”.
- (4) In subsection (3)(a) for “Secretary of State” substitute “ Office for Nuclear Regulation ”.

**Commencement Information**

**I3**   Sch. 12 para. 44 in force at 1.4.2014 by [S.I. 2014/251](#), [art. 4](#)

- 45       (1) Section 3 (identifying persons who have information) is amended as follows.

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- (2) In subsection (1), for “him” substitute “ the Office for Nuclear Regulation ”.
- (3) In subsection (2)(b), for “Secretary of State” substitute “ Office for Nuclear Regulation ”.
- (4) In subsection (3)(a), for “Secretary of State” substitute “ Office for Nuclear Regulation ”.
- (5) After subsection (3) insert—
  - “(3A) The Secretary of State must consult the Office for Nuclear Regulation before making regulations under this section unless the regulations give effect, without modification, to any proposals for them submitted by the Office for Nuclear Regulation under section 81(1)(a)(v) of the Energy Act 2013.”
- (6) In subsection (5), for “Secretary of State” substitute “ Office for Nuclear Regulation ”.

#### Commencement Information

**I4** Sch. 12 para. 45 in force at 1.4.2014 by [S.I. 2014/251](#), [art. 4](#)

- 46 (1) Section 4 (powers of entry in relation to Additional Protocol information) is repealed.
- (2) Sub-paragraph (1) does not affect the power in section 12(4) of the Nuclear Safeguards Act 2000 to extend section 4 of that Act outside the United Kingdom.

#### Commencement Information

**I5** Sch. 12 para. 46 in force at 1.4.2014 by [S.I. 2014/251](#), [art. 4](#)

- 47 (1) Section 5 (rights of access etc. for Agency inspectors) is amended as follows.
- (2) After subsection (3) insert—
  - “(3A) The Secretary of State must consult the Office for Nuclear Regulation before making an order under subsection (3) unless the order gives effect, without modification, to any proposals for such an order submitted by the Office for Nuclear Regulation under section 81(1)(a)(v) of the Energy Act 2013.”
- (3) In subsection (6) for “Secretary of State” substitute “ Office for Nuclear Regulation ”.

#### Commencement Information

**I6** Sch. 12 para. 47 in force at 1.4.2014 by [S.I. 2014/251](#), [art. 4](#)

- 48 In section 6 (restriction on disclosure), after subsection (3) insert—
  - “(3A) It is not an offence under this section to disclose information held by the Office for Nuclear Regulation if the disclosure is not in contravention of Part 3 of the Energy Act 2013.”.

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**Commencement Information**

**I7** Sch. 12 para. 48 in force at 1.4.2014 by [S.I. 2014/251](#), [art. 4](#)

49 In section 7 (giving false or misleading information), in paragraphs (a) and (b) for “Secretary of State” substitute “ Office for Nuclear Regulation ”.

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**Commencement Information**

**I8** Sch. 12 para. 49 in force at 1.4.2014 by [S.I. 2014/251](#), [art. 4](#)

**Changes to legislation:**

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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\(4\)](#)