

Changes to legislation: There are currently no known outstanding effects for the Nuclear Safeguards Act 2018, Cross Heading: Amendments to Part 3 of the Energy Act 2013. (See end of Document for details)

SCHEDULE

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.

Commencement Information

I1 Sch. para. 1 in force at 26.10.2018 by S.I. 2018/1079, reg. 2(b)

- 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).

Commencement Information

I2 Sch. para. 2 in force at 31.12.2020 on IP completion day by S.I. 2020/1547, reg. 2(b)

- 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”).”.

Commencement Information

I3 Sch. para. 3 in force at 26.10.2018 by S.I. 2018/1079, reg. 2(b)

- 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; ”.

Commencement Information

I4 Sch. para. 4 in force at 31.12.2020 on IP completion day by S.I. 2020/1547, reg. 2(b)

- 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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Commencement Information

I5 Sch. para. 5 in force at 26.10.2018 by [S.I. 2018/1079](#), **reg. 2(b)**

6 Omit section 93.

Commencement Information

I6 Sch. para. 6 in force at 31.12.2020 on IP completion day by [S.I. 2020/1547](#), **reg. 2(b)**

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.

Commencement Information

I7 Sch. para. 7 in force at 31.12.2020 on IP completion day by [S.I. 2020/1547](#), **reg. 2(b)**

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.

Commencement Information

I8 Sch. para. 8 in force at 31.12.2020 on IP completion day by [S.I. 2020/1547](#), **reg. 2(b)**

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 ”.

Commencement Information

I9 Sch. para. 9 in force at 26.10.2018 by [S.I. 2018/1079](#), **reg. 2(b)**

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

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Commencement Information

I10 Sch. para. 10 in force at 26.10.2018 by S.I. 2018/1079, reg. 2(b)

- 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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Commencement Information

I11 Sch. para. 11 in force at 31.12.2020 on IP completion day by S.I. 2020/1547, reg. 2(b)

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

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Commencement Information

I12 Sch. para. 12 in force at 31.12.2020 on IP completion day by S.I. 2020/1547, reg. 2(b)

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Heading: Amendments to Part 3 of the Energy Act 2013.