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STATUTORY INSTRUMENTS

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**2003 No. 403**

**The Nuclear Industries Security Regulations 2003**

**PART 3**

**SECURITY OF TRANSPORT OF NUCLEAR MATERIAL**

**Revocation of approval of carriers**

**15.**—(1) The Secretary of State may revoke the approval of an approved carrier if he has requested that his approval be revoked or on any of the following grounds—

- (a) that—
  - (i) in the case of a Class A carrier, he has ceased to carry on a business as a carrier of Category I/II nuclear material, or
  - (ii) in the case of a Class B carrier, he has ceased to carry on a business as a carrier of Category III nuclear material;
- (b) that he has failed to comply with any obligation imposed on him under these Regulations;
- (c) that he has supplied false or misleading information in his application for approval as an approved carrier or has failed to supply information that was material to the application; or
- (d) that the Secretary of State is of the view that the approval should be revoked in the interests of ensuring the security of the Category I/II nuclear material or Category III nuclear material that the approved carrier might otherwise transport.

(2) If the Secretary of State proposes to revoke the approval of an approved carrier otherwise than pursuant to a request from him, she must give him written notice of her proposal and of the reasons for it.

(3) The approved carrier may make representations to the Secretary of State within 28 days from the date on which the notice under paragraph (2) is given.

(4) The Secretary of State must take into account any such representations before reaching a decision whether to revoke the approved carrier's approval.

(5) If the Secretary of State decides to revoke the approval of an approved carrier, she must give him written notice of her decision and of the reasons for it.