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STATUTORY INSTRUMENTS

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**2019 No. 196**

**The Nuclear Safeguards (EU Exit) Regulations 2019**

**PART 11**

The ONR

**Inspections by the ONR**

**39.**—(1) For the purpose of ensuring compliance with the requirements of these Regulations, the ONR may—

- (a) examine the records kept by an operator in accordance with the requirements of these Regulations;
  - (b) make independent measurements of any qualifying nuclear material;
  - (c) apply and make use of surveillance and containment measures together with any other objective methods of monitoring which the ONR considers to be reasonable;
  - (d) observe that samples of qualifying nuclear material at key measurement points for accounting purposes are taken in accordance with procedures which produce representative samples;
  - (e) observe the treatment and analysis of the samples and obtain duplicates of such samples;
  - (f) verify the functioning and calibration of an operator's instruments used to measure or control qualifying nuclear material, including observation of calibration activities and assessing whether the measurements of qualifying nuclear material at key measurement points are representative;
  - (g) make such observations or measurements necessary to verify the accuracy of basic technical characteristics and any changes to them declared under regulation 3 or 31.
- (2) The ONR may write to an operator to require the operator to—
- (a) take additional measurements or samples of the qualifying nuclear material for the ONR's use;
  - (b) analyse the ONR's standard analytical samples;
  - (c) use appropriate absolute standards in the operator's equipment and calibrating instruments;
  - (d) carry out additional calibrations to the relevant equipment or instruments.
- (3) The ONR may apply its seals and other identifying and tamper-indicating devices to containments of qualifying nuclear material.
- (4) The ONR may write to an operator to require the operator to send, within a reasonable timescale specified by the ONR, any samples of qualifying nuclear material which have been taken for the ONR's use to a location specified by the ONR.

**Commencement Information**

- I1** Reg. 39 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Publication of information by the ONR**

**40.** The ONR must publish on the ONR website, and update where appropriate, information relating to—

- (a) withdrawals of qualifying nuclear material from safeguards during the preceding calendar year; and
- (b) inventories of civil plutonium and uranium in the United Kingdom at the end of each calendar year.

**Commencement Information**

- I2** Reg. 40 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**ONR to provide an annual report to the Secretary of State**

**41.—(1)** The ONR must provide an annual report to the Secretary of State setting out how these Regulations have been applied in the previous twelve months.

(2) The first report must be submitted to the Secretary of State on the expiration of twelve months from commencement day.

**Commencement Information**

- I3** Reg. 41 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Provision of information to the Agency**

**42.—(1)** The ONR must provide to the Agency that information which the United Kingdom is required to provide to the Agency under the Agreement with the Agency, including—

- (a) a list of qualifying nuclear facilities or parts of facilities which contain qualifying nuclear material which is subject to the Agreement with the Agency; and
- (b) the relevant information which the ONR receives from a person under these Regulations.

(2) The ONR may agree with the Agency the timing, manner and form in which the information referred to in paragraph (1) is sent to the Agency.

(3) The ONR must keep the list of qualifying nuclear facilities up to date and must give the Agency advance notice of any additions or deletions.

(4) If the Agency so requests, the ONR must provide the Agency with amplifications or clarifications of any information referred to in paragraph (1).

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**Commencement Information**

- I4** Reg. 42 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Nuclear Safeguards (EU Exit) Regulations 2019, PART 11.