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STATUTORY INSTRUMENTS

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**2023 No. 149**

**The Judicial Review and Courts Act 2022 (Magistrates' Court Sentencing Powers) Regulations 2023**

**Part 3 – Specific amendments to primary legislation**

**Amendment of the Nuclear Installations Act 1965**

**3.—**(1) The Nuclear Installations Act 1965(1) is amended as follows.

(2) In section 1—

(a) After subsection (7) insert—

“(7A) A person convicted of an offence under subsection (7) in England and Wales is liable—

(a) on conviction on indictment to imprisonment for a term not exceeding 2 years, or a fine, or both;

(b) on summary conviction to imprisonment for a term not exceeding the general limit in a magistrates' court or a fine, or both.”

(b) in subsection (8) omit “England and Wales or”.

(c) in subsection (8)(b) omit “or a fine (in England and Wales)” and “(in Scotland)”.

(d) in subsection (10), for “(8)(b)” substitute “(7A)(b)”.

(3) In section 4—

(a) After subsection (10) insert—

“(10A) person convicted of an offence under subsection (7) in England and Wales is liable—

(a) on conviction on indictment to imprisonment for a term not exceeding 2 years, or a fine, or both;

(b) on summary conviction to imprisonment for a term not exceeding the general limit in a magistrates' court or a fine, or both.”

(b) in subsection (11) omit “England and Wales or”.

(c) in subsection (11)(b) omit “or a fine (in England and Wales)” and “(in Scotland)”.

(d) in subsection (13), for “(11)(b)” substitute “(10A)(b)”.

(4) In section 5—

(a) After subsection (9) insert—

“(9A) A person convicted of an offence under subsection (8) in England and Wales is liable—

- (a) on conviction on indictment to imprisonment for a term not exceeding 2 years, or a fine, or both;
  - (b) on summary conviction to imprisonment for a term not exceeding the general limit in a magistrates' court or a fine, or both.”.
- (b) in subsection (10) omit “England and Wales or”.
- (c) in subsection (10)(b) omit “or a fine (in England and Wales)” and “(in Scotland)”.
- (d) in subsection (13), for “(10)(b)” substitute “(9A)(b)”.
- (5) In section 22—
- (a) After subsection (3) insert—
    - “(3A) person convicted of an offence under subsection (3) in England and Wales is liable—
    - (a) on conviction on indictment to imprisonment for a term not exceeding 2 years, or a fine, or both;
    - (b) on summary conviction to imprisonment for a term not exceeding the general limit in a magistrates' court, or a fine, or both.”.
  - (b) in subsection (4) omit “England and Wales”.
  - (c) in subsection (4)(b) omit “or a fine (in England and Wales)” and “(in Scotland)”.
  - (d) in subsection (6), for “(4)(b)” substitute “(3A)(b)”.

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**Commencement Information**

**II** Reg. 3 in force at made date, see [reg. 1\(2\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Judicial Review and Courts Act 2022 (Magistrates' Court Sentencing Powers) Regulations 2023, Section 3.