



Radioactive Substances Act 1993

1993 CHAPTER 12

Inspectors and chief inspector

[^{F1}4] **Inspectors and chief inspector appointed by Secretary of State. N.I.**

- (1) The Secretary of State may appoint as inspectors, to assist him in the execution of this Act, such number of persons appearing to him to be qualified for the purpose as he may from time to time consider necessary or expedient.
- (2) For the purposes of this Act the Secretary of State shall—
 - (a) appoint one of those inspectors to be chief inspector for England and Wales, and
 - (b) appoint one of them to be chief inspector for Scotland.
- (3) A person may be appointed both as an inspector or as chief inspector under this section and as an inspector or as chief inspector under section 16 of the ^{M1}Environmental Protection Act 1990.
- (4) The chief inspector may, to any extent, delegate his functions under this Act to any other inspector appointed under this section.
- (5) The Secretary of State may make to or in respect of any person appointed by him under this section such payments, by way of remuneration, allowances or otherwise, as he may, with the approval of the Treasury, determine.
- (6) In England and Wales, an inspector appointed under this section, if authorised to do so by the chief inspector, may, although not of counsel or a solicitor, prosecute before a magistrates' court proceedings for an offence under this Act.
- (7) In the application of this section to Northern Ireland—
 - (a) references to the Secretary of State shall have effect as references to the Department of the Environment for Northern Ireland,
 - (b) the reference in subsection (5) to the Treasury shall have effect as a reference to the Department of Finance and Personnel in Northern Ireland,

Status: Point in time view as at 01/09/2018.

Changes to legislation: Radioactive Substances Act 1993, Cross Heading: Inspectors and chief inspector is up to date with all changes known to be in force on or before 13 June 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)

- (c) the reference in subsection (3) to section 16 of the ^{M2}Environmental Protection Act 1990 shall have effect as a reference to section 10 of the ^{M3}Alkali, &c. Works Regulation Act 1906,
- (d) subsections (2) and (6) shall not apply;
- and the Department of the Environment for Northern Ireland shall appoint one of the inspectors appointed by it under subsection (1) to be the chief inspector for Northern Ireland.]

Textual Amendments

F1 S. 4 repealed (E.W.S.) (1.4.1996) by 1995 c. 25, s. 120(1)(3), Sch. 22 para. 201, **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3**

Marginal Citations

M1 1990 c. 43.
M2 1990 c. 43.
M3 1906 c. 14.

[^{F2}5 **Appointment of inspectors by Minister of Agriculture, Fisheries and Food.** **N.I.**

- (1) For the purposes of the execution of this Act in relation to any premises in England which are situated on a nuclear site, the Minister of Agriculture, Fisheries and Food may appoint as inspectors such number of persons appearing to him to be qualified for the purpose as he may from time to time consider necessary or expedient.
- (2) The Minister of Agriculture, Fisheries and Food may make to or in respect of any person appointed by him under this section such payments, by way of remuneration, allowances or otherwise, as he may, with the approval of the Treasury, determine.
- (3) This section shall have effect in relation to Northern Ireland as it has effect in relation to England, but with the substitution—
- for references to the Minister of Agriculture, Fisheries and Food of references to the Department of Agriculture for Northern Ireland, and
 - for the reference to the Treasury of a reference to the Department of Finance and Personnel in Northern Ireland.]

Textual Amendments

F2 S. 5 repealed (E.W.S.) (1.4.1996) by 1995 c. 25, s. 120(1)(3), Sch. 22 para. 201, **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3**

Status:

Point in time view as at 01/09/2018.

Changes to legislation:

Radioactive Substances Act 1993, Cross Heading: Inspectors and chief inspector is up to date with all changes known to be in force on or before 13 June 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.