



# Radioactive Substances Act 1993

## 1993 CHAPTER 12

### *Authorisation of disposal and accumulation of radioactive waste*

#### **18 Functions of public and local authorities in relation to authorisations under s.**

##### **13. E+W+S**

- (1) If, in considering an application for an authorisation under section 13, it appears to the [<sup>F1</sup> appropriate Agency]. . . that the disposal of radioactive waste to which the application relates is likely to involve the need for special precautions to be taken by a local authority, relevant water body or other public or local authority, the [<sup>F1</sup> appropriate Agency]. . . shall consult with that public or local authority before granting the authorisation.
- (2) Where a public or local authority take any special precautions in respect of radioactive waste disposed of in accordance with an authorisation granted under section 13, and those precautions are taken—
  - (a) in compliance with the conditions subject to which the authorisation was granted, or
  - (b) with the prior approval of the [<sup>F1</sup> appropriate Agency]. . . as being precautions which in the circumstances ought to be taken by that public or local authority,the public or local authority shall have power to make such charges, in respect of the taking of those precautions, as may be agreed between that authority and the person to whom the authorisation was granted, or as, in default of such agreement, may be determined by the [<sup>F1</sup> appropriate Agency], and to recover the charges so agreed or determined from that person.
- (3) Where an authorisation granted under section 13 requires or permits radioactive waste to be removed to a place provided by a local authority as a place for the deposit of refuse, it shall be the duty of that local authority to accept any radioactive waste removed to that place in accordance with the authorisation, and, if the authorisation contains any provision as to the manner in which the radioactive waste is to be dealt with after its removal to that place, to deal with it in the manner indicated in the authorisation.

*Status: Point in time view as at 01/04/2000. There are multiple versions of this provision on screen.*

*These apply to different geographical extents. This version of this provision has been superseded.*

*Changes to legislation: Radioactive Substances Act 1993, Section 18 is up to date with all changes known to be in force on or before 04 October 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)*

#### Extent Information

- E1** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only.

#### Textual Amendments

- F1** Words in s. 18 substituted (E.W.S.) (1.4.1996) by 1995 c. 25, s. 120(1), **Sch. 22 para.200** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3**

## 18 Functions of public and local authorities in relation to authorisations under s. 13. **N.I.**

- (1) If, in considering an application for an authorisation under section 13, it appears to the chief inspector (or, in a case where the power to grant the authorisation is exercisable by the chief inspector and the appropriate Minister, it appears to either the chief inspector or that Minister) that the disposal of radioactive waste to which the application relates is likely to involve the need for special precautions to be taken by a local authority, relevant water body or other public or local authority, the chief inspector or the appropriate Minister, as the case may be, shall consult with that public or local authority before granting the authorisation.
- (2) Where a public or local authority take any special precautions in respect of radioactive waste disposed of in accordance with an authorisation granted under section 13, and those precautions are taken—
- in compliance with the conditions subject to which the authorisation was granted, or
  - with the prior approval of the chief inspector (or, where the authorisation was granted by the chief inspector and the appropriate Minister, with the prior approval of either the chief inspector or that Minister) as being precautions which in the circumstances ought to be taken by that public or local authority,
- the public or local authority shall have power to make such charges, in respect of the taking of those precautions, as may be agreed between that authority and the person to whom the authorisation was granted, or as, in default of such agreement, may be determined by the chief inspector, and to recover the charges so agreed or determined from that person.
- (3) Where an authorisation granted under section 13 requires or permits radioactive waste to be removed to a place provided by a local authority as a place for the deposit of refuse, it shall be the duty of that local authority to accept any radioactive waste removed to that place in accordance with the authorisation, and, if the authorisation contains any provision as to the manner in which the radioactive waste is to be dealt with after its removal to that place, to deal with it in the manner indicated in the authorisation.

#### Extent Information

- E2** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only.

**Status:**

Point in time view as at 01/04/2000. There are multiple versions of this provision on screen. These apply to different geographical extents. This version of this provision has been superseded.

**Changes to legislation:**

Radioactive Substances Act 1993, Section 18 is up to date with all changes known to be in force on or before 04 October 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.