



# Radioactive Substances Act 1993

## 1993 CHAPTER 12

### *Preliminary*

#### [<sup>F1</sup>]<sup>F2</sup>1G Contaminated substances or articles

- (1) Subject to subsection (2), a substance or article is not radioactive material where—
- it is contaminated, but has not been so contaminated with the intention of utilising its radioactive, fissile or fertile properties; and
  - in the absence of such contamination, the substance or article would not otherwise be radioactive material under this Act.
- (2) Subsection (1) only applies while the substance or article is kept on the premises on which the contamination occurred.]]

#### **Textual Amendments**

- F1** Ss. 1A-1H, 1J (with a reference to the "Scottish Ministers" in s. 1J) substituted for ss. 1, 2 (S.) (1.10.2011) by [The Radioactive Substances Act 1993 Amendment \(Scotland\) Regulations 2011 \(S.S.I. 2011/207\)](#), regs. 1(1), 3; and those same sections (with a reference to the "Department of Environment" in s. 1J) substituted (N.I.) (1.10.2011) by [The Radioactive Substances Act 1993 \(Amendment\) Regulations \(Northern Ireland\) 2011 \(S.R. 2011/290\)](#), regs. 1, 3
- F2** Ss. 1-24 repealed (S.) (1.9.2018) by [The Environmental Authorisations \(Scotland\) Regulations 2018 \(S.S.I. 2018/219\)](#), reg. 1, [sch. 7 para. 1](#) (with reg. 78, sch. 5 paras. 3, 4, 6 and transitional provisions and savings (25.11.2021) by [The Environmental Authorisations \(Scotland\) Regulations 2018 \(Transitional and Savings Provisions\) Order 2021 \(S.I. 2021/1309\)](#), arts. 1(1), 3-5)

**Changes to legislation:**

Radioactive Substances Act 1993, Section 1G is up to date with all changes known to be in force on or before 27 May 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act modified by [2014 c. 20 Sch. 1 para. 5](#)
- Act saving for effects of S.I. 2016/1154, reg. 72 by [S.S.I. 2018/219 Sch. 5 para. 346](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 34A(1A)-(1C) inserted by [2022 c. 35 s. 14\(3\)](#)