



Energy Act 2004

2004 CHAPTER 20

PART 1

THE CIVIL NUCLEAR INDUSTRY

CHAPTER 1

NUCLEAR DECOMMISSIONING

Implementation of strategies and plans

16 Duties to operate installations and to provide treatment etc.

- (1) This section applies where the NDA has a responsibility for securing—
 - (a) the operation of a nuclear installation;
 - (b) the operation of a facility for treating, storing, transporting or disposing of hazardous material;
 - (c) the operation of any other facility;
 - (d) the treatment, storage, transportation or disposal, in designated circumstances, of hazardous material; or
 - (e) the management of any land not comprised in a site designated as a site to be cleaned up.
- (2) That responsibility is an obligation to secure that—
 - (a) the installation or facility is operated,
 - (b) the hazardous material is treated, stored, transported or disposed of, or
 - (c) the land is managed,in accordance with general and specific directions.
- (3) The power to give directions under subsection (2) is exercisable—

Status: This is the original version (as it was originally enacted).

- (a) in relation to any matter connected with responsibilities of the NDA falling within section 6(2), by the Secretary of State and the Scottish Ministers, acting jointly; and
 - (b) in relation to any other matter, by the Secretary of State.
- (4) In discharging that responsibility the NDA must also act—
- (a) in accordance with the NDA's approved strategy for the operation of designated installations and designated facilities; and
 - (b) in each financial year, in accordance with the NDA's approved plan for that year.