



# Nuclear Energy (Financing) Act 2022

## 2022 CHAPTER 15

### PART 1

#### NUCLEAR ENERGY GENERATION PROJECTS: REGULATED ASSET BASE MODEL

##### *Information*

#### **12 Provision of information to or by the Authority**

- (1) The Authority may provide to a person within [subsection \(2\)](#) such information as the Authority considers necessary in connection with the exercise by the Authority of its functions relating to the regulation of a relevant licensee nuclear company.
- (2) The following persons are within this subsection—
  - (a) the Office for Nuclear Regulation;
  - (b) the national system operator;
  - (c) a nuclear administrator appointed under [Part 3](#) in relation to the relevant licensee nuclear company;
  - (d) where any part of the site for the nuclear project is in England, the Environment Agency;
  - (e) where any part of the site for the nuclear project is in Wales, Natural Resources Wales;
  - (f) where any part of the site for the nuclear project is in Scotland, the Scottish Environment Protection Agency;
  - (g) any other person with regulatory functions the exercise of which the Authority considers relevant to the exercise by the Authority of its functions relating to the regulation of a relevant licensee nuclear company.
- (3) The Authority may by notice request from a person within [subsection \(2\)](#) such information as the Authority considers necessary in connection with the exercise by the Authority of its functions relating to the regulation of a relevant licensee nuclear company.

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**Changes to legislation:** *There are currently no known outstanding effects for the Nuclear Energy (Financing) Act 2022, Section 12. (See end of Document for details)*

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- (4) A person to whom a request is made under [subsection \(3\)](#) must, so far as reasonably practicable, provide the requested information within such period, and in such form and manner, as may be specified in the notice.
- (5) The Authority must reimburse a person to whom a request is made under [subsection \(3\)](#) for any costs reasonably incurred by the person in providing the Authority with the requested information.
- (6) Except as provided by [subsection \(7\)](#), the disclosure of information under this section does not breach—
  - (a) any obligation of confidence owed by the person making the disclosure, or
  - (b) any other restriction on the disclosure of information (however imposed).
- (7) This section does not authorise or require a disclosure of information if the disclosure would contravene the data protection legislation (but in determining whether a disclosure would do so, the power conferred by [subsection \(1\)](#) or, as the case may be, a requirement imposed by virtue of [subsection \(3\)](#) is to be taken into account).
- (8) In this section—
  - “information” includes advice;
  - “national system operator” means the person operating the national transmission system for Great Britain (and for this purpose “transmission system” has the same meaning as in the Electricity Act 1989, as to which see section 4(4) of that Act).

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**Commencement Information**

**II** [S. 12](#) in force at 1.6.2022, see [s. 44\(2\)\(a\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Nuclear Energy (Financing) Act 2022, Section 12.