
STATUTORY INSTRUMENTS

2005 No. 3467

The Radioactive Contaminated Land (Enabling Powers) (England) Regulations 2005

Citation, commencement, application and interpretation

1.—(1) These Regulations may be cited as the Radioactive Contaminated Land (Enabling Powers)(England) Regulations 2005 and come into force on 20th January 2006.

(2) These Regulations apply in relation to England only.

(3) In these Regulations—

“Article” means an Article of the Directive;

“Part 2A” means Part 2A of the Environmental Protection Act 1990;

“relevant harm” means harm so far as attributable to any radioactivity possessed by any substance; and

“Title” means a Title of the Directive.

(4) For the purposes of paragraph (3) “the Directive” means Council Directive 96/29/Euratom⁽¹⁾ laying down basic safety standards for the protection of the health of workers and the general public against the dangers arising from ionizing radiation, and for the purposes of Schedule 2 “this Directive” has the same meaning.

Extension and modification of Part 2A

2. For the purposes of the exercise by the Secretary of State of any power conferred by Part 2A to make regulations or orders, give directions or issue guidance in relation to relevant harm, Part 2A shall apply in relation to such harm, and shall have effect with the modifications made by Schedule 1 for the purpose of dealing with such harm.

Interpretation of modifications

3. The definitions set out in Schedule 2 (which reproduce definitions contained in Article 1) apply for the purpose of the interpretation of the modifications made by these Regulations to Part 2A.

14th December 2005

Elliot Morley
Minister of State,
Department for Environment, Food and Rural
Affairs