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STATUTORY INSTRUMENTS

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**2005 No. 894**

**The Hazardous Waste (England and Wales) Regulations 2005**

**PART 3**

APPLICATION OF PARTS 4 TO 11

**Radioactive waste**

**15.**—(1) This regulation applies where radioactive waste within the meaning of section 2 of the Radioactive Substances Act 1993<sup>(1)</sup>—

(a) is exempt for the time being from the requirements of—

(i) section 13 (disposal of radioactive waste); or

(ii) section 14 (accumulation of radioactive waste),

of that Act by or pursuant to section 15 of that Act; and

(b) has one or more hazardous properties arising other than from its radioactive nature.

(2) Notwithstanding regulation 2(1)(b)(ii), radioactive waste to which this regulation applies is treated as waste for the purposes of these Regulations, and accordingly it is treated as hazardous waste and these Regulations apply to that waste.