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STATUTORY INSTRUMENTS

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**2019 No. 196**

**The Nuclear Safeguards (EU Exit) Regulations 2019**

**PART 3**

Exports and imports

**Exports**

**21.**—(1) An operator must give advance notification to the ONR if any qualifying nuclear material is exported outside the United Kingdom—

- (a) where the consignment exceeds one effective kilogram; or
- (b) where a qualifying nuclear facility transfers a total quantity of materials to the same State that could exceed one effective kilogram in any consecutive period of twelve months, even though no single consignment exceeds one effective kilogram.

(2) Subject to paragraph (3), an operator must give the notification under paragraph (1) after the conclusion of the contractual arrangements leading to the transfer, using the form set out in Part 5 of Schedule 1, and must ensure that the notification reaches the ONR at least 7 days before the day on which the material is to be packed for transfer.

(3) If so required for reasons of physical protection, special arrangements concerning the form and transmission of the notification may be agreed upon between an operator and the ONR.

(4) This regulation does not apply to ores nor to waste.

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**Commencement Information**

- II** Reg. 21 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Imports**

**22.**—(1) An operator must give advance notification to the ONR if any qualifying nuclear material is imported into the United Kingdom—

- (a) where the consignment exceeds one effective kilogram; or
- (b) where a qualifying nuclear facility imports or receives a total quantity of qualifying nuclear material from the same State that could exceed one effective kilogram in any consecutive period of twelve months, even though no single consignment exceeds one effective kilogram.

(2) Subject to paragraph (3), an operator must—

- (a) provide the notification to the ONR as far in advance as possible of the expected arrival of the qualifying nuclear material in the United Kingdom and, at the latest, on the date of receipt by the operator and ensure that the notification is received by the ONR at least 4 days before the day on which the qualifying nuclear material is unpacked; and

- (b) use the form set out in Part 6 of Schedule 1.
- (3) If so required for reasons of physical protection, special arrangements concerning the form and transmission of the notification may be agreed between an operator and the ONR.
- (4) This regulation does not apply to ores nor to waste.

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**Commencement Information**

- I2** Reg. 22 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Loss or delay during transfer**

**23.** An operator must send a special report to the ONR under regulation 16 as soon as the operator becomes aware that qualifying nuclear material has been or appears to have been lost during transfer or that there has been a considerable delay during transfer.

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**Commencement Information**

- I3** Reg. 23 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Communication of change of date**

**24.** An operator must inform the ONR, without delay, of any change in the dates for packing before transfer, transport or unpacking of qualifying nuclear material, which have been given in the notifications provided for under regulations 21 or 22, and must provide an indication of the revised dates if known, unless the change gives rise to a special report under Regulation 16.

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**Commencement Information**

- I4** Reg. 24 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Nuclear Safeguards (EU Exit) Regulations 2019, PART 3.