
STATUTORY INSTRUMENTS

20-- No.

ENERGY

The Nuclear Safeguards Regulations 20--

Made - - - - - ***

Coming into force - - - - - ***

The Secretary of State, in exercise of the powers conferred by sections 74(3), 75, 76A(1)(a) and (b), 76A(2), 76A(3), 76A(5), 76A(7), 112(1B), 113(7), of and paragraphs 6, 7, 11, 13(1) and 14 of Schedule 6 to the Energy Act 2013(a) and by sections 2(1) and (3) of the Nuclear Safeguards Act 2018(b), makes the following Regulations:

In accordance with sections 76A(8)(a) and (b) and 112(1D)(a) and (b) of the Energy Act 2013 the Secretary of State has consulted the ONR and such other persons as the Secretary of State considers it appropriate to consult.

In accordance with section 113(2)(a), (aa) and (c) and 113(3)(a) and (c) of the Energy Act and with section 2(5) of the Nuclear Safeguards Act 2018, a draft of these Regulations has been laid before Parliament and approved by a resolution of each House of Parliament.

CHAPTER I
INTRODUCTION

Citation and commencement

- 1.—(1) These Regulations may be cited as the Nuclear Safeguards Regulations 20--.
- (2) Regulations 44 and 45 come into force at 6.05am on X day.
- (3) These Regulations (other than regulations 7 to 9, 44 and 45) come into force at 6.10am on X day.
- (4) Regulations 7 to 9 come into force on the first anniversary of X day.

(a) 2013 c.32.
(b) 2018 c.[].

Interpretation

2. In these Regulations—

“Additional Protocol” means the Protocol dated 7th June 2018, entered into between the United Kingdom and the Agency which is additional to the Agreement with the Agency;

“Agency” means the International Atomic Energy Agency;

“Agreement with the Agency” means the agreement made on 7th June 2018 between the United Kingdom and the Agency for the application of safeguards in the United Kingdom in connection with the Treaty on the Non-Proliferation of Nuclear Weapons(a);

“batch” means a portion of qualifying nuclear material handled as a unit for accounting purposes at a key measurement point and for which the composition and quantity are defined by a single set of specifications or measurements. The qualifying nuclear material may be in bulk form or contained in a number of separate items;

“batch data” means the total weight of each category of qualifying nuclear material and, in the case of plutonium and uranium, the isotopic composition when appropriate. The units of account are —

- (a) grams of contained plutonium;
- (b) grams of total uranium, grams of contained uranium-235 and grams of uranium-233 for uranium enriched in these isotopes; and
- (c) kilograms of contained thorium, natural uranium or depleted uranium;

for reporting purposes the weights of individual items in the batch must be added together before rounding to the nearest unit;

“book inventory” of a material balance area means the algebraic sum of the most recent physical inventory of that material balance area and of all inventory changes that have occurred since that physical inventory was taken;

“category” of qualifying nuclear material means natural uranium, depleted uranium, uranium enriched to less than 20%, uranium enriched to 20% and above, thorium and plutonium;

“closed down” in relation to a qualifying nuclear facility means a qualifying nuclear facility which has not been decommissioned but in relation to which it has been confirmed by the ONR that operations have ceased and all the qualifying nuclear material removed;

“commencement date” means the commencement date set out in regulation 1(3);

“conditioned waste” means waste which has been conditioned in such a way (for example, in glass, cement, concrete or bitumen) that it is not suitable for further nuclear use;

“correction” means an entry made in an accounting record or report which rectifies an identified mistake in a previous entry or reflects an improved measurement of a quantity which was previously entered in a record or report;

“decommissioned” in relation to a qualifying nuclear facility means a qualifying nuclear facility for which it has been confirmed to the satisfaction of the ONR that residual structures and equipment essential for its use have been removed or rendered inoperable so that it is not used to store and can no longer be used to produce, handle, process, dispose of or utilise qualifying nuclear material;

“defence purposes” means defence purposes within the meaning of section 70 of the Energy Act 2013;

“effective kilogram” means a unit used in safeguarding qualifying nuclear material which is obtained by taking—

- (a) for plutonium, its weight in kilograms;
- (b) for uranium with an enrichment of 0.01 (1%) and above, its weight in kilograms multiplied by the square of its enrichment;

(a)

(c) for uranium with an enrichment below 0.01 (1%) and above 0.005 (0.5%), its weight in kilograms multiplied by 0.0001; and

(d) for depleted uranium with an enrichment of 0.005 (0.5%) or below, and for thorium, its weight in kilograms multiplied by 0.00005;

“Energy Act” means the Energy Act 2013;

“enrichment” means the ratio of the combined weight of the isotopes uranium-233 and uranium-235 to that of the total uranium in question;

“inventory change” means an increase or decrease, in terms of batches of qualifying nuclear material, in a material balance area as described in the inventory change report set out in Part 2 of Schedule 1;

“item” means an identifiable unit of qualifying nuclear material such as a fuel assembly or a fuel pin;

“key measurement point” means a location where qualifying nuclear material appears in such a form that it may be measured to determine material flow or inventory, including, but not limited to, the inputs and outputs (including measured discards) and storages in material balance areas;

“material balance area” means an area in a qualifying nuclear facility in respect of which—

(a) the quantity of qualifying nuclear material in each transfer into or out of the area can be determined; and

(b) the physical inventory of qualifying nuclear material in the area can be determined when necessary in accordance with specified procedures, in order that quantity of qualifying nuclear material for safeguards purposes under these Regulations can be established;

“material unaccounted for” means the difference between the physical inventory for a material balance area and the book inventory for that material balance area;

“Nuclear Safeguards Act” means the Nuclear Safeguards Act 2018;

“ONR” means the Office for Nuclear Regulation, the regulator for the civil nuclear industry in the United Kingdom;

“operator” means a person setting up, operating, closing down or decommissioning a qualifying nuclear facility for the production, processing, storage, handling, disposal or other use of qualifying nuclear material;

“ore” means any ore containing any average concentration of —

(a) 0.1% or more uranium, in the case of uranium bearing ores;

(b) 3% or more of thorium, in the case of thorium bearing ores, other than monazites;

(c) 10% or more of thorium or 0.1% or more of uranium, in the case of monazites;

from which a source material may be obtained by the appropriate chemical and physical processing;

“physical inventory” means the sum of all the measured or derived estimates of batch quantities of qualifying nuclear material on hand at a given time within a material balance area, obtained in accordance with these Regulations;

“qualifying nuclear facility with limited operation” means a qualifying nuclear facility —

(a) in which less than one effective kilogram of qualifying nuclear material is produced, processed, stored, handled, disposed of or otherwise used; and

(b) which is not a reactor, a critical facility, a conversion plant, a fabrication plant, a reprocessing plant, an isotope separation plant nor a separate storage installation;

“relevant international standards” mean those international standards which are both published by third parties and listed by the ONR on their website;

“retained waste” means waste which is generated from processing or from an operational accident, measured or estimated on the basis of measurements, which has been transferred to a specific location within the material balance area from which it can be retrieved;

“safeguards equipment” means equipment used by the ONR or the Agency to provide independent confirmation that the information produced by an operator under these Regulations is accurate and up to date;

“shipper/receiver difference” means the difference between the quantity of qualifying nuclear material in a batch, as stated by the shipping material balance area and as measured at the receiving material balance area;

“source data” means those data, recorded during measurement or calibration or used to derive empirical relationships, which identify qualifying nuclear material and provide batch data, including, for example —

- (a) weight of compounds;
- (b) conversion factors to determine weight of element;
- (c) specific gravity;
- (d) element concentration;
- (e) isotopic ratios;
- (f) relationship between volume and manometer readings; and
- (g) relationship between plutonium produced and power generated;

“waste” means qualifying nuclear material in concentrations or chemical forms irrecoverable for practical or economic reasons and which may be disposed of;

“X day” means [definition to depend on the EU Withdrawal Bill and the EU negotiations].

CHAPTER II

ACCOUNTANCY AND CONTROL, RECORDS AND THE PROVISION OF INFORMATION BY AN OPERATOR

Declaration of basic technical characteristics

3.—(1) The operator of an existing qualifying nuclear facility^(a) must declare to the ONR the basic technical characteristics of the qualifying nuclear facility, using the relevant questionnaire shown in Part 1 of Schedule 1, within 30 days of the commencement date.

(2) In the case of a new qualifying nuclear facility, which comes into existence after the commencement date, the operator must declare to the ONR -

- (a) the preliminary basic technical characteristics of the facility as soon as the decision to construct or authorise construction has been taken;
- (b) the basic technical characteristics of the facility, based on the final design for the qualifying nuclear facility, using the relevant questionnaire shown in Part 1 of Schedule 1, not later than 180 days prior to the start of construction; and
- (c) the basic technical characteristics of the facility as built, using the relevant questionnaire shown in Part 1 of Schedule 1, not later than 180 days before -
 - (i) the first receipt of qualifying nuclear material at the facility;
 - (ii) in the case of a qualifying nuclear facility which only treats or stores conditioned or retained waste, the treatment or storage begins; and
 - (iii) in the case of a qualifying nuclear facility whose principal activity is the extraction of ores in the UK, the start of operations.

(3) An operator must inform the ONR of a change in the basic technical characteristics within 30 days after the completion of the change unless advance notification to the ONR of such a change is required by any particular safeguard provisions imposed on the operator by regulation 5.

(a) “Qualifying nuclear facility” is defined in section 76A(7) of the Nuclear Safeguards Act 2018.

(4) The reference in paragraph (3) to a change in the basic technical characteristics of a qualifying nuclear facility includes a change in respect of a qualifying nuclear facility which is in the process of being closed down or decommissioned until such time as the ONR has confirmed in writing to the operator that the qualifying nuclear facility has been fully decommissioned.

Programme of activities

4.—(1) To enable the planning of safeguards activities by the ONR, an operator of a qualifying nuclear facility must send to the ONR an annual outline programme of activities using the form set out in Part 8 of Schedule 1, indicating, in particular, provisional dates for taking a physical inventory.

(2) Each year, an operator must send the annual outline programme of activities for the following calendar year to the ONR so that it is received by the ONR by 30th September.

(3) An operator must inform the ONR of the programme of activities for the taking of a physical inventory at least 40 days before the taking of the physical inventory.

(4) An operator must communicate to the ONR without delay a change which affects or may affect the outline programme of activities and, in particular, the taking of physical inventories.

Particular safeguard provisions

5.—(1) Acting on the basic technical characteristics, submitted by an operator under regulations 3 or 31, and having, where necessary, discussed the relevant technical characteristics with the operator, the ONR may impose particular safeguard provisions on an operator in respect of a qualifying nuclear facility, which —

- (a) relate to the matters set out in paragraph 4; and
- (b) take account of any relevant operational and technical constraints on the operator and the qualifying nuclear facility.

(2) The ONR must provide the operator with written notice of any particular safeguard provisions which it has imposed.

(3) If an operator has received a written notice referred to in paragraph (2), it must, from the date set out in the notice, comply with the general requirements of these Regulations as modified, added to, disappplied or replaced by the particular safeguard provisions.

(4) The particular safeguard provisions may include the following—

- (a) the material balance areas and the selection of key measurement points for determining the flow and stocks of qualifying nuclear material;
- (b) the changes in basic technical characteristics for which advance notification is required;
- (c) the procedures for keeping records of qualifying nuclear material for each material balance area and for drawing up reports;
- (d) the frequency of, and procedures for, taking physical inventories;
- (e) the safeguards equipment;
- (f) the arrangements for sample taking by the operator;
- (g) the content of subsequent communications from the operator required under regulation 4 (programme of activities); and
- (h) the conditions under which shipments and receipts of qualifying nuclear material require advance notification.

Accountancy and control of qualifying nuclear material

6.—(1) An operator of a qualifying nuclear facility must maintain a system of accountancy and control of the relevant qualifying nuclear material in each qualifying nuclear facility.

(2) The system referred to in paragraph (1), must include in respect of the qualifying nuclear material —

- (a) the operating and accounting records required by regulations 10 and 11;
- (b) information on the quantities, category, form and composition of qualifying nuclear material;
- (c) its actual location;
- (d) the additional obligations set out in regulation 19; and
- (e) details of the recipient or shipper in the case of transfer.

(3) The components of an accountancy and control system are set out in Schedule 2, and an operator must implement the relevant components in a manner which is proportionate to and appropriate for the basic technical characteristics of the qualifying nuclear facility as reported to the ONR under regulation 3 or 31.

(4) An operator must retain the information referred to in paragraph (2) for a period of at least five years and must, on the basis of the records described in sub-paragraph (a) of paragraph (2), be able to produce and substantiate the information which it provides to the ONR in accordance with the requirements of these Regulations.

(5) An operator must, if requested by the ONR, make the operating records, referred to in regulation 10, and the accounting records, referred to in regulation 11, available for inspection by the ONR at the relevant qualifying nuclear facility. The records may be made available in electronic form if they are kept in this form by the operator.

(6) The system of measurements on which the records used for the preparation of reports are based must conform with the relevant international standards.

Accountancy and control plan

7.—(1) An operator of a qualifying nuclear facility must submit to the ONR an accountancy and control plan for the qualifying nuclear material in that facility.

(2) An operator of a qualifying nuclear facility which exists on the commencement date must submit to the ONR an accountancy and control plan for the qualifying nuclear material in that facility within 30 days of the commencement date set out in regulation 1(4).

(3) In the case of a new qualifying nuclear facility, which comes into existence after the commencement date, the operator must submit to the ONR an accountancy and control plan as soon as possible and in any event at least 180 days prior to the first receipt by that facility of qualifying nuclear material.

(4) The accountancy and control plan must describe in writing the arrangements and procedures adopted or to be adopted by an operator to establish and maintain the system of accountancy and control of qualifying nuclear material as required by regulation 6.

(5) The ONR may approve the accountancy and control plan, or any part of the plan, as submitted or with such amendments as it may require.

Replacement, amendment and revocation of an accountancy and control plan

8.—(1) In the event of a change in the basic technical characteristics of a qualifying nuclear facility, as described in regulation 3(3) or 31(4)(a), which is relevant to the accountancy and control plan, the operator must submit to the ONR within 30 days of the change —

- (a) a revised accountancy and control plan for the qualifying nuclear facility; or
- (b) a proposal for amending the approved accountancy and control plan for the qualifying nuclear facility.

(2) Subject to paragraph (1), an operator of a qualifying nuclear facility may at any time submit to the ONR for approval—

- (a) a revised accountancy and control plan for the qualifying nuclear facility; or
- (b) a proposal for amending the approved accountancy and control plan for the qualifying nuclear facility.

(3) The ONR may approve a revised accountancy and control plan, or a proposal for amending an approved accountancy and control plan, as submitted or with such amendments as it may require.

(4) On approving a revised accountancy and control plan for a qualifying nuclear facility the ONR must revoke the approval for the former plan for the qualifying nuclear facility.

Operation of an accountancy and control plan

9.—(1) On receipt of an ONR approval referred to in regulation 7(5) or 8(3), an operator must implement and comply with the arrangements and procedures described in the accountancy and control plan or any part of it which has been approved.

(2) An operator is not to be regarded as having failed to comply with those arrangements and procedures by reason of any matter if the ONR has previously informed the operator in writing that that matter is, in the ONR's opinion, unlikely to be prejudicial to the maintenance of the system of safeguards in respect of qualifying nuclear material at the qualifying nuclear facility.

Operating records

10.—(1) An operator must ensure that the operating records for each material balance area set out—

- (a) those operating data which are used to determine changes in the quantities and composition of qualifying nuclear material;
- (b) a list of inventory items, updated to the best extent possible, and their location;
- (c) the data, including derived estimates of random and systematic errors, obtained from the calibration of tanks and instruments as well as from sampling and analysis;
- (d) the data resulting from quality control measures applied to the accountancy system for the qualifying nuclear material, including derived estimates of random and systematic errors;
- (e) a description of the sequence of the actions taken to prepare for, and take, a physical inventory and to ensure that the inventory is correct and complete;
- (f) a description of the actions taken in order to ascertain the cause and magnitude of any accidental or unmeasured loss that might have occurred; and
- (g) the isotopic composition of plutonium, including its decay isotopes, and reference dates, if recorded at the qualifying nuclear facility for operational needs.

(2) An operator must send the data referred to in paragraph 1 to the ONR if the ONR requests it.

Accounting records

11.—(1) In respect of each material balance area an operator must ensure that the accounting records show the following —

- (a) all inventory changes, so that the book inventory can be determined at any time;
- (b) all measurement and counting results used to determine the physical inventory; and
- (c) all adjustments and corrections that have been made in respect of inventory changes, book inventories and physical inventories.

(2) An operator must ensure that the accounting records relating to any inventory change or physical inventory show, in respect of each batch of qualifying nuclear material, the material identification, batch data and source data.

(3) An operator must ensure that the records account separately for each category of qualifying nuclear material.

(4) For each inventory change, an operator must indicate the date of the change and, when appropriate, the originating and dispatching material balance area and the receiving material balance area or the shipper and the recipient.

(5) An operator must communicate the data referred to in paragraph 1 to the ONR on request.

Accounting reports

12.—(1) An operator must provide the ONR with accounting reports in accordance with Regulations 13 to 20 in respect of each material balance area.

(2) An operator must ensure that the accounting reports contain up to date information and must correct the information at a later date if necessary.

(3) On a written request by the ONR, an operator must supply further details, explanations, amplifications or clarifications of any information set out in the relevant accounting report within 15 days of the receipt of the request from the ONR.

Initial book inventory

13. An operator of a qualifying nuclear facility must send to the ONR, an initial book inventory of all the qualifying nuclear material in each material balance area of a qualifying nuclear facility or part thereof, using the format set out in Part 4 of Schedule 1, within 15 days of the commencement date.

Inventory change report

14.—(1) For each material balance area, the operator must send to the ONR an inventory change report in respect of all qualifying nuclear material using the format set out in Part 2 of Schedule 1.

(2) Unless otherwise specified in the particular safeguard provisions imposed under regulation 5, the operator must send to the ONR an inventory change report within 15 days after the end of each month, in which the operator must state all inventory changes to the qualifying nuclear material which have occurred or become known to the operator during that month.

(3) In respect of any month in which a physical inventory is taken and the physical inventory taking date is not the last day of the month, two separate inventory change reports must be sent to the ONR—

(a) a first inventory change report containing any inventory changes up to and including the date on which the physical inventory was taken, to be sent to the ONR with the physical inventory listing and the material balance report, which are referred to in regulation 15 and are to be sent to the ONR as soon as possible and at the latest within 15 days of the date on which the physical inventory was taken; and

(b) a second inventory change report, to be sent within 15 days after the end of the month in which the physical inventory was taken, containing all inventory changes from the first day after the physical inventory was taken up to and including the last day of the month.

(4) In respect of a month in which no inventory changes occur, the operator must send the inventory change report, carrying over the ending book inventory of the previous month.

(5) In order that they may be reported as a single inventory change, small inventory changes, such as transfers of samples for the purpose of analysis, may be grouped together, unless otherwise stated in the particular safeguard provisions for the relevant qualifying nuclear facility.

(6) Inventory change reports may include comments explaining the inventory changes.

Material balance report and physical inventory listing

15.—(1) For each material balance area, the operator must send to the ONR—

- (a) material balance reports, in the format set out in Part 3 of Schedule 1, showing—
- (i) the beginning physical inventory;
 - (ii) inventory changes (first increases, then decreases);
 - (iii) ending book inventory;
 - (iv) ending physical inventory; and
 - (v) material unaccounted for; and

(b) a physical inventory listing, in the format set out in Part 4 of Schedule 1, showing all batches separately.

(2) An operator must send the reports and the listing to the ONR as soon as possible and at the latest within 15 days of the date on which the physical inventory was taken.

(3) Unless otherwise specified in the particular safeguards provisions for the qualifying nuclear facility, a physical inventory for each material balance area must be taken every calendar year and the period between two successive physical inventory takings must not exceed 14 months.

Special report

16.—(1) An operator must send to the ONR a special report whenever the circumstances referred to in Regulations 17 or 23 arise.

(2) The ONR may—

- (a) request further details or explanations in connection with a special report; and
- (b) specify, in the particular safeguard provisions for a qualifying nuclear facility, additional requirements concerning the type of information to be supplied in a special report.

(3) If the ONR requests further detail or explanation in connection with a special report, the operator must send it to the ONR without delay.

Unusual occurrences

17.—(1) The circumstances referred to in regulation 16(1) are—

- (a) as a result of any unusual incident or circumstances, an operator believes that there has been or might be an increase in or a loss of qualifying nuclear material; or
- (b) the containment of qualifying nuclear material has unexpectedly changed to a point where an unauthorised removal of qualifying nuclear material has become possible.

(2) An operator must submit a special report as soon as it becomes aware of any such loss or increase or sudden change in the containment conditions, or of anything which leads them to believe that there has been such an occurrence.

(3) An operator must also inform the ONR of the causes of an unusual occurrence described in paragraph (1)(a) or (b) as soon as the operator becomes aware of them.

Reporting of nuclear transformations

18.—(1) In respect of a qualifying nuclear facility, which contains a reactor, an operator must include in the inventory change report calculated data on nuclear transformations and include this data on or before the time when irradiated fuel is transferred from the reactor material balance area.

(2) In addition, the ONR may specify alternative procedures for recording and reporting nuclear transformations in the particular safeguard provisions.

Additional obligations arising from relevant international agreements

19.—(1) When an operator provides the ONR with—

- (a) an initial book inventory, provided for in regulation 13;
- (b) an inventory change report, including an ending book inventory, provided for in regulation 14;
- (c) a material balance report and a physical inventory listing provided for in regulation 15; or
- (d) advance notification of intended imports and exports provided for in regulations 21 and 22;

the operator must identify, separately for each obligation in each of the reports and notifications listed in sub-paragraphs (a) to (d), any qualifying nuclear material which is subject to a relevant

safeguards obligation in a relevant international agreement, unless otherwise stipulated by that agreement, and must use the appropriate obligation code published by the ONR .

(2) The ONR must publish on its website, and make available in writing on request, the obligation codes which are to be used by an operator in respect of each relevant international agreement.

(3) Unless specifically prohibited in the relevant international agreement, the separate reporting requirement set out in paragraph (1) shall not preclude the physical mixing of qualifying nuclear materials.

(4) Paragraphs (1) to (3) do not apply to the Agreement with the Agency nor to the Additional Protocol.

Weight units and categories of qualifying nuclear materials

20.—(1) When any person supplies information under these Regulations the quantities of qualifying nuclear materials —

- (a) must be expressed to at least the nearest gram; and
- (b) may be rounded down, when the first decimal is 0 to 4, and rounded up when the first decimal is 5 to 9.

(2) The corresponding accounting records must be kept—

- (a) in grams or in smaller units; and
- (b) in such a manner as to render them secure and reliable.

(3) Unless otherwise provided for in the particular safeguard provisions, any notification under these Regulations must include the following—

- (a) the total weight of the elements uranium, thorium and plutonium, and also, for enriched uranium, the total weight of the fissile isotopes; and
- (b) separate reports for each material balance area as well as separate line entries in inventory change reports and in physical inventory listings for each category of qualifying nuclear material.

CHAPTER III EXPORTS AND IMPORTS

Exports

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

- (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 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.

Imports

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

- (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 UK 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 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.

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.

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.

CHAPTER IV

CARRIERS AND TEMPORARY STORAGE AGENTS

Carriers and temporary storage agents

25.—(1) Any person or undertaking engaged, in the UK, in transporting, or temporarily storing during transport, qualifying nuclear material must accept or hand over such material only against a duly signed and dated receipt.

(2) The receipt referred to in paragraph (1), must state the names of the parties handing over and receiving the qualifying nuclear material and indicate the quantities carried as well as the category, form and composition of the material.

(3) If so required for reasons of physical protection, the description of the qualifying nuclear material transferred may be replaced by a suitable identification of the consignment which is traceable to the operator.

(4) The persons referred to in paragraph (1) and the relevant operators must retain records of the transaction and a copy of any receipt for at least five years.

Intermediaries

26.—(1) Any intermediaries taking part in the conclusion of any contract for the supply of qualifying nuclear material, such as authorised agents, brokers or commission agents, must keep all records relating to the transactions performed by them or on their behalf for at least five years after expiry of the contract.

(2) The records referred to in paragraph (1) must contain the names of the contracting parties and indicate the date of the contract as well as the quantity, category, form, composition, origin and destination of the qualifying nuclear material.

CHAPTER V

ORES

Accounting records for ores

27.—(1) The requirements set out in Regulations 4 and 10 to 15 do not apply to an operator of a qualifying nuclear facility whose principal activity is the extraction of ores in the UK, instead the operator must keep—

- (a) accounting records of the ores extracted indicating, in particular, the quantities of the ore extracted, with the average uranium and thorium content, and the stock of extracted ore at each extraction facility; and
- (b) records of the details of shipments, stating the date, consignee and quantity in each case.

(2) The operator must retain the records referred to in paragraph (1) for at least five years.

Ore shipment/export reports

28. The requirements set out in Regulations 21 to 24 do not apply to an operator of a qualifying nuclear facility whose principal activity is the extraction of ores in the UK, instead the operator must inform the ONR, using the form set out in Part 7 of Schedule 1, of—

- (a) the amount of material dispatched from each qualifying nuclear facility, by 31 January of each year for the previous calendar year; and
- (b) exports of ores outside the UK, by the date of the dispatch at the latest.

CHAPTER VI

QUALIFYING NUCLEAR MATERIAL IN THE FORM OF CONDITIONED AND RETAINED WASTE

Initial stock list and accounting records for conditioned and retained waste

29.—(1) The requirements set out in Regulations 10 to 15 do not apply to an operator of a qualifying nuclear facility in respect of retained or conditioned waste that is treated or stored at the qualifying nuclear facility, instead the operator must keep accounting records for the conditioned and retained waste which must include—

- (a) an initial stock list of the conditioned and retained waste to be updated yearly on the date of the first physical inventory taking;
- (b) the operating data used to determine changes in the quantities and composition of the conditioned and retained waste;
- (c) a description of the sequence of actions taken to prepare for and take a physical inventory and to ensure that the inventory is correct and complete;
- (d) a description of the actions taken in order to ascertain the cause and magnitude of any accidental loss that might have occurred; and
- (e) all changes to the stock of conditioned or retained waste, so that the book inventory can be established when requested.

(2) An operator of a qualifying nuclear facility that is used to treat or store retained or conditioned waste on the commencement date must send the ONR an initial stock list of all such material within 30 days of the commencement date.

(3) An operator of a qualifying nuclear facility that is used to treat or store conditioned or retained waste must retain the records referred to in paragraph (1) for at least five years.

(4) The requirements for reporting the processing of retained waste to the ONR may be specified in the particular safeguard provisions referred to in Regulation 5.

Transfers of conditioned waste

30.—(1) An operator of a qualifying nuclear facility that is used to treat or store conditioned waste must inform the ONR, of—

- (a) shipments or exports of conditioned waste to a qualifying nuclear facility or outside the UK using the form set out in Part 9 of Schedule 1; and
- (b) receipts or imports of conditioned waste from a qualifying nuclear facility or installation—
 - (i) without a material balance area code; or
 - (ii) which is located outside the UK,

using the form set out in Part 10 of Schedule 1.

(2) The forms set out in Parts 9 and 10 of Schedule 1 must be sent to the ONR within 30 days of the end of the calendar year to which they relate.

(3) The requirements set out in Regulations 21 to 24 do not apply to an operator of a qualifying nuclear facility in respect of conditioned waste.

CHAPTER VII

QUALIFYING NUCLEAR FACILITY WITH LIMITED OPERATION AND EXEMPTION

Declaration of basic technical characteristics, stock list and accounting records for qualifying nuclear facility with limited operation

31.—(1) An operator of a qualifying nuclear facility with limited operation may apply to the ONR for this regulation to apply to that qualifying nuclear facility.

(2) An operator must make such an application by sending to the ONR-

- (a) the Form set out in Part 11 of Schedule 1;
- (b) the basic technical characteristics of the qualifying nuclear facility with limited operation, using the Questionnaire set out in section I- H of Part 1 of Schedule 1; and
- (c) an initial stock list of the qualifying nuclear material by category.

(3) The ONR may grant the operator's request for the application of the regime for limited operation and must inform the operator, in writing of their decision, within 60 days of receipt of the documents referred to in paragraph (2).

(4) An operator which is permitted to comply with the regime for limited operation must —

- (a) inform the ONR of a change in the basic technical characteristics of the qualifying nuclear facility within 30 days after the completion of the change;
- (b) take a physical inventory of the qualifying nuclear material in the qualifying nuclear facility each year, with the period between two successive physical inventory takings not exceeding 14 months, and inform the ONR of the results of this inventory within 30 days of it being taken in the form specified by the ONR to the operator in writing;
- (c) inform the ONR of any change to the inventory of qualifying nuclear material according to a format and within the timescale specified by the ONR to the operator in writing.

(5) The ONR may by written notice to the operator impose additional requirements concerning the form and frequency of the reports.

(6) The ONR may withdraw a permission granted under paragraph (3), in writing, having reviewed-

- (a) the compliance of the operator with the requirements set out in paragraph (4) or imposed by the ONR under paragraph (5); and
- (b) the activities of the operator and of the relevant qualifying nuclear facility.

(7) The requirements set out in Regulations 4, 12 to 15 and 21 to 24 do not apply to an operator of a qualifying nuclear facility with operation while that operator is permitted by the ONR to comply with this regulation.

Exemption

32. The requirements of these Regulations do not apply to a person who holds only end products which are used for non-nuclear purposes and which incorporate qualifying nuclear material that is in practice irrecoverable.

CHAPTER VIII CIVIL ACTIVITIES

Withdrawal from civil activities

33.—(1) An operator must not withdraw qualifying nuclear material from civil activities except with the previous written consent of the ONR.

(2) An operator must provide the ONR with advance notification of any proposed withdrawal of qualifying nuclear material from civil activities using the form set out in Part 12 of Schedule 1 such notice to be received by the ONR at least 14 days before the qualifying nuclear material is to be withdrawn.

Qualifying nuclear facilities which are used partly for civil activities

34.—(1) These Regulations do not apply to anything done for defence purposes within the meaning of section 70 of the Energy Act.

(2) Notwithstanding paragraph (1), these Regulations apply to qualifying nuclear material which is used in civil activities when that material is in a qualifying nuclear facility which is partly used for civil activities.

CHAPTER IX COMMUNICATION

Communication with the ONR

35. Any questionnaire, form or other communication which an operator is required by these Regulations to send to the ONR, must be in writing and sent —

- (a) by post or delivered to the ONR at the address given on its website as its postal address,
- (b) by means of an electronic communications network to the address given on the ONR's website as its address for electronic communications; or
- (c) as otherwise agreed in writing between the operator and the ONR.

CHAPTER X
SAFEGUARDS EQUIPMENT

Safeguards equipment

36.—(1) An operator must, at the written request of the ONR, install suitable safeguards equipment in each qualifying nuclear facility to provide independent confirmation that the information recorded by the operator, or provided by the operator to the ONR or to the Agency, is accurate and up to date.

(2) The particular safeguard provisions provided for in regulation 5 may impose particular requirements on an operator in relation to safeguards equipment.

Access to safeguards equipment

37. An operator must permit the ONR to have access to the safeguards equipment in a qualifying nuclear facility.

Interference with safeguards equipment

38. A person must not, unless permitted by the ONR, take action in connection with the operation of any safeguards equipment in a qualifying nuclear facility, which results in the safeguards equipment providing information on qualifying nuclear material that is significantly different from the information which the equipment would have provided had the action not occurred.

CHAPTER XI
THE ONR

Inspections by the ONR

39.—(1) For the purpose of ensuring compliance with the requirements of these Regulations, the ONR may—

- (a) examine the records kept by an operator in accordance with the requirements of these Regulations;
- (b) make independent measurements of any qualifying nuclear material;
- (c) apply and make use of surveillance and containment measures together with any other objective methods of monitoring which the ONR considers to be reasonable;
- (d) observe that samples of qualifying nuclear material at key measurement points for accounting purposes are taken in accordance with procedures which produce representative samples;
- (e) observe the treatment and analysis of the samples and obtain duplicates of such samples;
- (f) verify the functioning and calibration of an operator's instruments used to measure or control qualifying nuclear material, including observation of calibration activities and assessing whether the measurements of qualifying nuclear material at key measurement points are representative, and
- (g) make such observations or measurements necessary to verify the accuracy of basic technical characteristics and any changes to them declared under regulation 3 or 31.

(2) The ONR may write to an operator to require the operator to —

- (a) take additional measurements or samples of the qualifying nuclear material for the ONR's use;
- (b) analyse the ONR's standard analytical samples;

- (c) use appropriate absolute standards in the operator's equipment and calibrating instruments; and
- (d) carry out additional calibrations to the relevant equipment or instruments.

(3) The ONR may apply its seals and other identifying and tamper-indicating devices to containments of qualifying nuclear material.

(4) The ONR may write to an operator to require the operator to send, within a reasonable timescale specified by the ONR, any samples of qualifying nuclear material which have been taken for the ONR's use to a location specified by the ONR.

Publication of information by the ONR

40. The ONR must publish on the ONR website, and update where appropriate, information relating to —

- (a) withdrawals of qualifying nuclear material from safeguards during the preceding calendar year; and
- (b) inventories of civil plutonium and uranium in the UK as the end of each calendar year.

ONR to provide an annual report to the Secretary of State

41. On [], the ONR must provide an annual report to the Secretary of State setting out how these Regulations have been applied in the previous twelve months.

Provision of information to the Agency

42.—(1) The ONR must provide to the Agency that information which the United Kingdom is required to provide to the Agency under the Agreement with the Agency, including —

- (a) a list of qualifying nuclear facilities or parts of facilities which contain qualifying nuclear material which is subject to the Agreement with the Agency; and
- (b) the relevant information which the ONR receives from a person under these Regulations.

(2) The ONR may agree with the Agency the timing, manner and form in which the information referred to in paragraph (1) is sent to the Agency.

(3) The ONR must keep the list of qualifying nuclear facilities up to date and must give the Agency advance notice of any additions or deletions.

(4) If the Agency so requests, the ONR must provide the Agency with amplifications or clarifications of any information referred to in paragraph (1).

CHAPTER XII

OFFENCES

Offences

43.—(1) If

- (a) an operator fails to comply with regulation 3, 4, 6, 7(1), 9(1), 10, 11, 12, 33(1) and 47; or
 - (b) any person fails to comply with regulation 38
- they are guilty of an offence.

(2) An offence under paragraph (1) is triable either summarily or on indictment.

(3) An offence under these regulations that shall be punishable—

- (a) on conviction on indictment with imprisonment for a term not exceeding 2 years or a fine (or both), and

- (b) on summary conviction with imprisonment for a term not exceeding six months or, in England and Wales, a fine or, in Scotland or Northern Ireland, a fine not exceeding £20,000, or both.

CHAPTER XIII

DEFINITIONS FOR THE PURPOSES OF THE NUCLEAR SAFEGUARDS ACT

Fissionable material

44.—(1) The Secretary of State specifies the material, which is set out in paragraph (2), as “fissionable material” for the purposes of the definition of “qualifying nuclear material” set out in section 76A (7) of the Nuclear Safeguards Act.

(2) “Fissionable material” means —

- (a) plutonium-239,
- (b) uranium-233,
- (c) uranium containing the isotopes 235 or 233 or both, in an amount such that the abundance ratio of the sum of these isotopes to the isotope 238 is greater than the ratio of the isotope 235 to the isotope 238 occurring in nature, and
- (d) any material containing one or more of the materials described in paragraphs (a) to (c).

Relevant international agreements

45. The Secretary of State specifies each of the following agreements as a “relevant international agreement” for the purposes of section 112(1A)(b) of the Nuclear Safeguards Act –

- (a) the Agreement with the Agency;
- (b) the Additional Protocol;
- (c) the agreement made on 4th May 2018 between the United States of America and the United Kingdom for cooperation in peaceful uses of nuclear energy;
- (d) the agreement made on [] between the United Kingdom and Canada for cooperation in the peaceful uses of nuclear energy;
- (e) the agreement made on [] between the United Kingdom and Australia on cooperation in the peaceful uses of nuclear energy; and
- (f) the agreement dated 25th February 1998 between the Government of Japan and the United Kingdom for co-operation in the peaceful uses of nuclear energy

and any reference in paragraphs (a) to (f) to an agreement is to it as it has effect for the time being.

CHAPTER XIV

NOTIFICATION TO THE SECRETARY OF STATE

The Secretary of State may issue a written notice

46. The Secretary of State may provide an operator of a qualifying nuclear facility or other person with a written notice that a relevant international agreement, described in paragraph (c) to (f) of regulation 45, will apply to a proposed import of qualifying nuclear material or of a particular item.

Notification of holding, receipt, production and transfer

47. An operator of a qualifying nuclear facility or other person must notify the Secretary of State of —

- (a) the holding, by that operator or person, of a particular item on the commencement date;
- (b) the receipt, by that operator or person, on or after the commencement date, of a particular item from the territory of a Party to a relevant international agreement, in respect of which the Secretary of State has issued a written notice;
- (c) the production, processing, derivation or fabrication, by the operator or other person, of a particular item from another particular item or from qualifying nuclear material; and
- (d) the proposed transfer, by the operator of a qualifying nuclear facility or other person, of a particular item within or outside the United Kingdom together with details of the transferee and their location.

Time period for and content of notification

48.—(1) A notification under regulation 47 must be in writing and in the case of —

- (a) paragraph (a) of regulation 47, be sent to the Secretary of State within 60 days of the commencement date;
- (b) paragraphs (b) and (c) of regulation 47, be sent to the Secretary of State within 5 days of the occurrence of the event described in the relevant paragraph; and
- (c) paragraph (d) of regulation 47, be sent to the Secretary of State at least 10 days before the proposed date of transfer.

(2) The notification must —

- (a) set out the particulars of the person's name and proper address (within the meaning of section 10(3) of the Nuclear Safeguards Act 2000) and a description of the event described in the relevant paragraph; and
- (b) be sent by post or delivered to BEIS at 1, Victoria Street, London SW1H 0ET or sent by means of an electronic communications network to [].

(3) On a written request by the Secretary of State, an operator or other person must supply further details, explanations or clarifications of the matters set out in a notice required by this regulation, within 15 days of the receipt of the request from the Secretary of State.

Notification of change

49. An operator or other person, who has sent a notification to the Secretary of State under regulation 47 or 48(3), must inform the Secretary of State within 15 days of any change in the information notified.

Continued application

50. Regulations 47 to 49 continue to apply to a particular item in the United Kingdom until the particular item is —

- (a) no longer usable for any nuclear activity relevant for nuclear safeguards;
- (b) irrecoverable for processing into a form in which it is usable for nuclear activity; or
- (c) the subject of a written notice from the Secretary of State that regulation 47 no longer applies to the particular item, with effect from a specified date, following an agreement between the UK and the Party to the relevant international agreement.

Interpretation

51. In this Chapter —

“by product material” means any radioactive material (except qualifying nuclear material) yielded in or made radioactive by exposure to the radiation incident to the process of producing or utilizing qualifying nuclear material;

“equipment” means

- (a) nuclear reactors and especially designed or prepared equipment and components therefor;
- (b) non-nuclear materials for reactors;
- (c) plants for the reprocessing of irradiated fuel elements and equipment especially designed or prepared therefor;
- (d) plants for the fabrication of nuclear reactor fuel elements, and equipment especially designed or prepared therefor;
- (e) plants for the separation of isotopes of natural uranium, depleted uranium or special fissionable material and equipment, other than analytical instruments, especially designed or prepared therefor;
- (f) plants for the production or concentration of heavy water, deuterium and deuterium compounds and equipment especially designed or prepared therefor;
- (g) plants for the conversion of uranium and plutonium for use in the fabrication of fuel elements and the separation of uranium isotopes and equipment especially designed or prepared therefor

as each of those terms is more fully described in Annex B to the Agency’s Information Circular 254/Rev.13/Part 1 dated 8th November 2016;

“particular item” means -

- (a) non-nuclear material, by product material, equipment and technology, which -
 - (i) is the subject of a relevant international agreement described paragraphs (c) to (f) of regulation 45; or
 - (ii) on the day before X date, was the subject of an agreement, between a Party to a relevant international agreement, described in paragraphs (c) to (f) of regulation 45, and either EURATOM or the United Kingdom; and
- (b) where the relevant international agreement is described in paragraph (d) of regulation 45 (Canada), tritium and tritium related technology;

“non-nuclear material” means deuterium, heavy water and nuclear grade graphite;

“technology” means specific information required for the development, production or use of any items of equipment. This information may take the form of technical data or technical assistance as each of those terms is more fully described in Annex B to the Agency’s Information Circular 254/Part 1;

“tritium” means compounds and mixtures which contain tritium in which the ratio of tritium to hydrogen by atoms is greater than 1 part per 1000;

“tritium-related equipment” means equipment, plants or facilities for the production, recovery, extraction, concentration, handling or storage of tritium.

CHAPTER XV GENERAL

Extent

52. These regulations apply to England and Wales, Scotland and Northern Ireland.

Questionnaire and forms

53. Schedule 1, which contains the Questionnaire in Part 1 and the Forms in Parts 2 to 12, has effect.

The components of the accountancy and control system

54. Schedule 2, which sets out the components of the accountancy and control system, has effect.

General consequential and supplementary amendments Part I of Schedule 3

55. Part I of Schedule 3, which sets out the consequential and supplementary amendments of the Nuclear Safeguards and Electricity (Finance) Act 1978, the Nuclear Safeguards Act 2000 and the Nuclear Safeguards (Notification) Regulations 2004, has effect.

General consequential amendments Part II of Schedule 3

56. Part II of Schedule 3, which sets out the general consequential and supplementary amendments, has effect.

Transitional provisions

57. Schedule 4, which sets out the transitional provisions, has effect.

Review

58.—(1) The Secretary of State must from time to time—

- (a) carry out a review of the regulatory provision contained in these Regulations, and
- (b) publish a report setting out the conclusions of the review.

(2) The first report must be published before [date which is 5 years from commencement date].

(3) Subsequent reports must be published at intervals not exceeding 5 years.

(4) Section 30(3) of the Small Business, Enterprise and Employment Act 2015 requires that a review carried out under this regulation must, so far as is reasonable, have regard to how the obligations under the Agreement with the Agency are implemented in other countries which are subject to the obligations.

(5) Section 30(4) of the Small Business, Enterprise and Employment Act 2015 requires that a report published under this regulation must, in particular —

- (a) set out the objectives intended to be achieved by the regulatory provision referred to in paragraph (1)(a);
- (b) assess the extent to which those objectives are achieved;
- (c) assess whether those objectives remain appropriate; and
- (d) if those objectives remain appropriate, assess the extent to which they could be achieved in another way which involves less onerous regulatory provision.

(6) In this regulation, “regulatory provision” has the same meaning as in sections 28 to 32 of the Small Business, Enterprise and Employment Act 2015 (see section 32 of that Act).

Date

Name
Parliamentary Under Secretary of State
Department for Business, Energy and Industrial Strategy

PART 1

QUESTIONNAIRE FOR THE DECLARATION OF THE BASIC TECHNICAL
CHARACTERISTICS OF A QUALIFYING NUCLEAR FACILITY**I-A. REACTORS**

Date:

NB:

1. The reply 'not applicable' can be given to questions which are not applicable. The ONR is still entitled to request any additional information it considers necessary in connection with the relevant questionnaire.
2. The declaration, duly completed and signed, should be forwarded to the ONR in electronic form in accordance with Regulation 35.

IDENTIFICATION OF THE QUALIFYING NUCLEAR FACILITY

1. Name
2. Location, exact address with telephone and fax numbers and e-mail address.
3. Owner (legally responsible body or individual).
4. Operator (legally responsible body or individual).
5. Present status (e.g. under construction, in operation or closed down).
6. Purpose and type.
7. Operating mode influencing its production (shift system adopted, approximate dates of operating periods in year, etc.)
8. Area layout (map showing the installation, boundaries, buildings, roads, rivers, railways, etc.)
9. Layout of qualifying nuclear facility:
 - (a) structural containment, fences and access routes;
 - (b) storage area for incoming qualifying nuclear material;
 - (c) reactor area;
 - (d) test and experiment area, laboratories;
 - (e) storage area for outgoing qualifying nuclear material;
 - (f) disposal area for qualifying nuclear material declared as retained or conditioned waste.
10. Additional data per reactor:

- (a) nominal thermal output;
- (b) material that is either source material or fissionable material;
- (c) initial core enrichments;
- (d) moderator;
- (e) coolant.

GENERAL ARRANGEMENTS AT THE QUALIFYING NUCLEAR FACILITY, INCLUDING THOSE RELATING TO MATERIAL USE AND ACCOUNTANCY, CONTAINMENT AND SURVEILLANCE

Description of qualifying nuclear material

- 11. Description of the use of qualifying nuclear material.
- 12. Outline drawings of fuel assemblies, fuel rods/pins, fuel plates etc., in sufficient detail to indicate general structure with overall dimensions. (Provisions for pin exchange should be described, if applicable, and an indication given if this is a routine operation.).
- 13. Fuel material (including material in control or shim assemblies, if applicable):
 - (a) chemical composition or main alloy constituents;
 - (b) average enrichment per assembly;
 - (c) nominal weight of qualifying nuclear material per assembly, with design tolerances;
- 14. Cladding material.
- 15. Method of identifying individual assemblies, rods/pins, plates etc., if applicable.
- 16. Other qualifying nuclear material used in the qualifying nuclear facility (briefly state material, purpose and method of use, e.g. as booster rods).

Flow of qualifying nuclear material

- 17. Flow sheet showing: points where qualifying nuclear material is identified or measured; material balance areas and inventory locations used for material accountancy; and the estimated range of qualifying nuclear material inventories at these locations under normal operating conditions.
- 18. Expected nominal fuel cycle data, including:
 - (a) reactor core loading;
 - (b) expected burn-up;
 - (c) annual refuelling amount;
 - (d) refuelling interval (on-load or off-load);
 - (e) forecast of throughput and inventory, and of receipts and shipments.

Handling of qualifying nuclear material

- 19. Layout of the fresh fuel storage area, drawings of fresh fuel storage locations, and description of packaging.
- 20. Drawings of fresh fuel preparation and/or assay room and reactor loading area.
- 21. Drawings of transfer equipment for fresh and irradiated fuel, including refuelling machines or equipment.
- 22. Drawings of reactor vessel showing location of core and openings in vessel; description of method of fuel handling in vessel.
- 23. Drawing of core showing: general layout, lattice, form, pitch and dimensions of core;

- reflector; location, shapes and dimensions of control devices; experimental and/or irradiation positions.
24. Number and size of channels for fuel assemblies and control devices in the core.
 25. Spent fuel storage area:
 - (a) drawing of storage area;
 - (b) method of storage;
 - (c) design storage capacity;
 - (d) drawing of equipment for handling irradiated fuel;
 - (e) minimum cooling time before shipment of spent fuel;
 - (f) drawing and description of shipping cask for spent fuel (e.g. to determine whether sealing is possible).
 26. Qualifying nuclear material testing area (if applicable):
 - (a) brief description of the activities performed;
 - (b) description of main equipment (e.g. hot cell, fuel assembly decladding and dissolving equipment);
 - (c) description of shipping containers for qualifying nuclear material and of waste and scrap packaging (e.g. to determine whether sealing is possible);
 - (d) description of storage area for non-irradiated and irradiated qualifying nuclear material;
 - (e) drawings of the above, if not covered elsewhere.

Coolant data

27. Coolant flow diagrams as required for heat balance calculations (indicating pressure, temperatures and mass flow rates at main points).

ACCOUNTANCY AND CONTROL OF QUALIFYING NUCLEAR MATERIAL

Accountancy system

28. Description of accountancy and control system for qualifying nuclear material (describe item and/or mass accountancy system, including assay methods used and assessed accuracies, supplying specimen blank forms used in all accountancy and control procedures). Period during which such records must be retained should be stated.

Physical inventory

29. Description of: procedures, scheduled frequency and methods for operator's physical inventory taking (both for item and/or mass accountancy, including main assay methods and expected accuracy); access to qualifying nuclear material in the core and to qualifying nuclear material which is irradiated and outside the core; expected radiation levels.

OTHER INFORMATION RELEVANT TO APPLICATION OF SAFEGUARDS

30. Organisational arrangements for accountancy and control of qualifying nuclear material.
31. Information on the health and safety rules which have to be observed at the qualifying nuclear facility, and with which the inspectors must comply.

I-B. CRITICAL AND ZERO ENERGY INSTALLATIONS

Date:

IDENTIFICATION OF THE QUALIFYING NUCLEAR FACILITY

1. Name
2. Location, exact address with telephone and fax numbers and e-mail addresses.
3. Owner (legally responsible body or individual).
4. Operator (legally responsible body or individual).
5. Present status (e.g. under construction, in operation or closed down).
6. Purpose and type.
7. Operating mode (shift system adopted, approximate dates of operating periods in year, etc.)
8. Area layout (map showing the installation, boundaries, buildings, roads, rivers, railways, etc.)
9. Layout of qualifying nuclear facility:
 - (a) structural containment, fences and access routes;
 - (b) qualifying nuclear material storage area(s);
 - (c) fuel element assembling area, laboratories, etc.;
 - (d) critical assembly proper .
10. Additional data:
 - (a) maximum expected operating power and/or neutron flux;
 - (b) main type(s) of qualifying nuclear material and their enrichment;
 - (c) moderator;
 - (d) reflector, blanket;
 - (e) coolant.

GENERAL ARRANGEMENTS AT THE QUALIFYING NUCLEAR FACILITY, INCLUDING THOSE RELATING TO MATERIAL USE AND ACCOUNTANCY, CONTAINMENT AND SURVEILLANCE

Description of qualifying nuclear material

11. Description of the use of qualifying nuclear material.
12. Outline drawings of fuel assemblies, fuel rods/pin, fuel plates etc., in sufficient detail to indicate general structure with overall dimensions.
13. Fuel material (including material in control or shim assemblies, if applicable).
 - (a) chemical composition or main alloy constituents;
 - (c) form and dimensions;
 - (c) enrichment of fuel rods/pins, fuel plates etc.;
 - (d) nominal weight of nuclear material, with design tolerances.
14. Cladding material.
15. Method of identifying individual assemblies, rods/pins, plates etc., if applicable.
16. Other qualifying nuclear material used in the qualifying nuclear facility (briefly state material, purpose and method of use, e.g. as booster rods).

Location and handling of qualifying nuclear material

17. Description, including layout drawings, of:
 - (a) storage and assembly areas and critical assembly (assemblies) proper (inventory locations) for the qualifying nuclear material;
 - (b) the estimated range of inventories of qualifying nuclear material in these locations;
 - (c) the physical arrangement of equipment used for assembling, testing and measuring qualifying nuclear material; and
 - (d) the routes followed by the qualifying nuclear material.
18. Sketch of critical assembly core showing core support structure, shielding and heat removal systems, with description (to be provided for each critical assembly if more than one in the qualifying nuclear facility).

ACCOUNTANCY AND CONTROL FOR QUALIFYING NUCLEAR MATERIAL

Accountancy system

19. Description of accountancy and control system for qualifying nuclear material (describe item and/or mass accountancy system, including assay methods used and assessed accuracies, supplying specimen blank forms used in all accountancy and control procedures). Period during which such records must be retained should be stated.

Physical inventory

20. Description of: procedures, scheduled frequency and methods for operator's physical inventory taking (both for item and/or mass accountancy, including main assay methods and expected accuracy); access to qualifying nuclear material in the core and to qualifying nuclear material, which is irradiated and outside the core; expected radiation levels.

OTHER INFORMATION RELEVANT TO APPLICATION OF SAFEGUARDS

21. Organisational arrangements for accountancy and control of qualifying nuclear material.
22. Information on the health and safety rules which have to be observed at the qualifying nuclear facility and with which the inspectors must comply.

I-C. QUALIFYING NUCLEAR FACILITIES WHERE CONVERSION, FABRICATION AND REPROCESSING ARE CARRIED OUT

Date:

IDENTIFICATION OF THE QUALIFYING NUCLEAR FACILITY

1. Name.
2. Location, exact address with telephone and fax numbers and e-mail addresses.
3. Owner (legally responsible body or individual).
4. Operator (legally responsible body or individual).
5. Present status (e.g. under construction, in operation or closed down).
6. Purpose and type.
7. Operating mode influencing its production (shift system adopted, approximate dates of operating periods in year, etc.)

8. Area layout (map showing the qualifying nuclear facility, boundaries, buildings, roads, rivers, railways, etc.)
9. Layout of qualifying nuclear facility:
 - (a) structural containment, fences and access routes;
 - (b) routes followed by qualifying nuclear material;
 - (c) storage area for qualifying nuclear material which is incoming;
 - (d) each main processing area and process laboratory;
 - (e) test or experimental areas;
 - (f) storage area for qualifying nuclear material which is outgoing;
 - (g) nuclear waste disposal area;
 - (h) analytical laboratory.

GENERAL ARRANGEMENTS AT THE QUALIFYING NUCLEAR FACILITY, INCLUDING THOSE RELATING TO MATERIAL USE AND ACCOUNTANCY, CONTAINMENT AND SURVEILLANCE

Flow, location and handling of qualifying nuclear material

10. Flow sheet showing: points where qualifying nuclear material is identified or measured; material balance areas and inventory locations used for material accountancy; and the estimated range of nuclear material inventories at these locations under normal operating conditions. The description should include (if applicable):
 - (a) batch size or flow rate;
 - (b) method of storage or packing;
 - (c) storage capacity;
 - (d) general forecasts of throughput and inventory and of receipts and shipments.
11. In addition to point 10 above, a description and a layout drawing should be provided of feed storage areas for a qualifying nuclear facility where reprocessing is carried out, indicating:
 - (a) locations for fuel elements and handling equipment;
 - (b) type of fuel elements including the content and enrichment of qualifying nuclear material.
12. In addition to point 10 above, the description of the recycling stage of the process should include, if available:
 - (a) duration of temporary storage;
 - (b) schedules for external recycling (if applicable).
13. In addition to point 10 above, the description of the discard stage of the process should include the discard method (disposal or storage).
14. Under steady-state conditions, for each flow sheet referred to in points 10 and 17 and assuming the modes of operation in point 7, state:
 - (a) the nominal throughput per year;
 - (b) the in-process inventory based on design capacity.
15. Description of the normal procedures adopted for complete or partial clean-out of the process plant. Include description of special sampling and measurement points associated with the clean-out procedure and subsequent physical inventory taking, if not described in point 10 above.

Description of qualifying nuclear material

16. Description of the use of qualifying nuclear material.

17. Description, by means of flow sheets or otherwise, of estimated flow and inventory of all qualifying nuclear material for storage and process areas. The description should include:
 - (a) physical and chemical form;
 - (b) content range or expected upper limits for each category of solid or liquid discard material;
 - (c) enrichment range.

ACCOUNTANCY AND CONTROL FOR QUALIFYING NUCLEAR MATERIAL

Accountancy system

18. Description of the accountancy system used to record and report accountancy data and establish material balances, supplying specimen blank forms used in all procedures. Period during which such records must be retained should be stated.
19. Indicate when and how often material balances are established, including those established during campaigns. Description of method and procedure for adjusting accounts after a physical inventory taking.
20. Description of procedure for handling shipper/receiver differences and method of adjusting accounts.
21. Description of procedure for correcting accounts following procedural or clerical errors and its effect on shipper/receiver differences.

Physical inventory

22. Refer to point 15. Identify items of equipment on the flow sheets referred to in points 10 and 17 that are to be regarded as containers for qualifying nuclear material under physical inventory conditions. State the schedule of physical inventory taking during the campaign.

Methods for measurement, sampling and analysis

23. Description of method for establishing each measurement at the point indicated; equations or tables used and calculations made to determine actual quantities of weights or volumes should be identified. Indicate whether data are recorded automatically or manually. Method and practical procedures for sampling at each point indicated should be described.
24. Description of analytical methods used for accountancy purposes. Refer to a manual or report, if possible.

Control of measurement accuracy

25. Description of: measurement quality control programme needed for material accountancy purposes, including programmes (together with accuracy values) for the continuing appraisal of analytical, weight, volume and sampling precisions and biases, and for the calibration of associated equipment; method of calibrating the measuring equipment referred to in point 24; type and quality of standards used for analytical methods referred to in point 24; type of analytical equipment used, indicating method and frequency of calibration.

Statistical evaluation

26. Description of methods for statistical evaluation of data collected in measurement control programmes for evaluating the precision and the accuracy of measurements and for estimating measurement uncertainties (i.e. determination of the standard deviations of random and systematic error in the measurements). Also description of statistical procedures used to combine individual error estimates to obtain the standard deviations of overall error for shipper/receiver differences, the book inventory, the physical inventory and material unaccounted for.

OTHER INFORMATION RELEVANT TO APPLICATION OF SAFEGUARDS

27. Organisational arrangements for accountancy and control of qualifying nuclear material.
28. Information on the health and safety rules which have to be observed at the qualifying nuclear facility and with which the inspectors must comply.

I-D. QUALIFYING NUCLEAR FACILITIES USED FOR STORAGE(a)

1. Name.
2. Location, exact address with telephone and fax numbers and e-mail addresses.
3. Owner (legally responsible body or individual).
4. Operator (legally responsible body or individual).
5. Present status (e.g. under construction, in operation or closed down).
6. Purpose and type.
7. Area layout (map showing the qualifying nuclear facility, boundaries, buildings, roads, rivers, railways, etc.).
8. Layout of qualifying nuclear facility, showing structural containment, fences and access routes.

GENERAL ARRANGEMENTS AT THE QUALIFYING NUCLEAR FACILITY, INCLUDING THOSE RELATING TO MATERIAL USE AND ACCOUNTANCY, CONTAINMENT AND SURVEILLANCE

Description of qualifying nuclear material.

9. Description of the use of qualifying nuclear material.
10. Description, by means of drawings or otherwise, of all qualifying nuclear material in the qualifying nuclear facility, showing:
 - (a) all types of items, including normal handling equipment;
 - (b) chemical composition or main alloy constituents;
 - (c) form and dimensions;
 - (d) enrichment;
 - (e) nominal weight of qualifying nuclear material, with design tolerances;
 - (f) cladding materials;
 - (g) methods of identifying items.

Location and handling of qualifying nuclear material

11. Description, by means of layout drawings or otherwise, of:
 - (a) storage areas (inventory locations) for qualifying nuclear material;
 - (b) the estimated range of inventories of qualifying nuclear material in these locations;

(a) A separate qualifying nuclear facility not normally associated with reactors, with enrichment, conversion, fabrication or reprocessing.

- (c) storage and/or shipping containers of qualifying nuclear material;
- (d) the routes and equipment used for movement of qualifying nuclear material, if applicable.

ACCOUNTANCY AND CONTROL FOR QUALIFYING NUCLEAR MATERIAL

Accountancy system

12. Description of accountancy and control system for qualifying nuclear material (describe item and/or mass accountancy system, including assay methods used and assessed accuracies, supplying specimen blank forms used in all accountancy and control procedures). Period during which such records must be retained should be stated.

Physical inventory

13. Description of procedures, scheduled frequency and methods for operator's physical inventory taking (both for item and/or mass accountancy, including main assay methods), and expected accuracy.

OTHER INFORMATION RELEVANT TO APPLICATION OF SAFEGUARDS

14. Organisational arrangements for accountancy and control of qualifying nuclear material.
15. Information on the health and safety rules which have to be observed at the qualifying nuclear facility and with which the inspectors must comply.

I-E. QUALIFYING NUCLEAR FACILITIES WHERE ISOTOPES ARE SEPARATED

Date:

IDENTIFICATION OF THE QUALIFYING NUCLEAR FACILITY

1. Name.
2. Location, exact address with telephone and fax numbers and e-mail address.
3. Owner (legally responsible body or individual).
4. Operator (legally responsible body or individual).
5. Present status (e.g. under construction, in operation or closed down).
6. Building schedule (if qualifying nuclear facility not in operation):
 - (a) date building starts;
 - (b) date of acceptance for the qualifying nuclear facility;
 - (c) commissioning date.
7. Purpose and type (nominal separation capacity, enrichment facilities, etc.)
8. Operating mode influencing its production (shift system adopted, approximate periods of operating times in year, etc.)
9. Area layout (map showing the qualifying nuclear facility, boundaries, buildings, roads, rivers, railways, etc.)
10. Layout of qualifying nuclear facility:
 - (a) structural containment, fences and access routes;
 - (b) containment of certain parts of the qualifying nuclear facility;

- (c) routes followed by qualifying nuclear material;
- (d) storage area for qualifying nuclear material which is incoming;
- (e) each main processing area and process laboratory, including weighing and sampling area, decontamination, purification and feed areas, etc.;
- (f) test or experimental areas;
- (g) storage area for qualifying nuclear material which is outgoing;
- (h) nuclear waste disposal area;
- (i) analytical laboratory.

GENERAL ARRANGEMENTS AT THE QUALIFYING NUCLEAR FACILITY, INCLUDING THOSE RELATING TO MATERIAL USE AND ACCOUNTANCY, CONTAINMENT AND SURVEILLANCE

Description of qualifying nuclear material.

- 11. Description of the use of qualifying nuclear material.
- 12. Description, by means of flow sheets or otherwise, of estimated flow and inventory of all qualifying nuclear material for storage and process areas. The description should include:
 - (a) physical and chemical form;
 - (b) enrichment range for feed, product and tails;
 - (c) content range or expected upper limits for each category of solid or liquid discard material.

Flow, location and handling of qualifying nuclear material

- 13. Description, by means of diagrams or otherwise, of storage and process areas. The description should include:
 - (a) sampling and measuring points;
 - (b) batch size and/or flow rate;
 - (c) method of storage or packing;
 - (d) storage capacities.
- 14. In addition to point 13 above, the description of the installation should include:
 - (a) separation capacity;
 - (b) enrichment techniques or methods;
 - (c) possible points for feed, product and tails;
 - (d) recycling facilities;
 - (e) type and size of UF₆ cylinders used, filling and emptying methods.
- 15. Power consumption should be given, where necessary.
- 16. Each diagram should indicate, under steady-state conditions:
 - (a) nominal throughput per year;
 - (b) physical inventory of in-process qualifying nuclear material;
 - (c) material loss rate owing to leakage, decomposition, deposition, etc.;
 - (d) arrangements for regular plant maintenance (periodic shutdown or continuous component replacement, etc.)
- 17. Description of special sampling and measurement points associated with decontamination of equipment that is off-process and is to be maintained or replaced.

18. Description of process waste disposal point, including disposal method, storage period, type of disposal, etc.

ACCOUNTANCY AND CONTROL FOR QUALIFYING NUCLEAR MATERIAL

Accountancy system

19. Description of the accountancy system used to record and report accountancy data and to establish material balances, supplying specimen blank forms used in all procedures. Period during which such records must be retained should be stated.
20. Indicate when and how often material balances are established, including any established during campaigns. Description of method and procedure for adjusting accounts after a physical inventory taking
21. Description of procedure for handling shipper/receiver differences and method of adjusting accounts.
22. Description of procedure for correcting accounts owing to procedural or clerical errors and the effect on shipper/receiver differences, if applicable.

Physical inventory

23. Identification of items of equipment mentioned in the description referred to in points 13 and 18 that are to be regarded as containers for qualifying nuclear material under physical inventory conditions. State the timing of physical inventory taking.

Methods for measurement, sampling and analysis

24. Refer to the information given under points 13 and 17 for location of sampling and measurement points.
25. Description of method for establishing each measurement at the point indicated; equations or tables used and calculations made to determine actual quantities of weights or volumes should be identified. Indicate whether data are recorded automatically or manually. Method and practical procedures for sampling at each point indicated should be described. Indicate number of samples taken and rejection criteria.
26. Description of analytical methods used for accountancy purposes. Refer to a manual or report, if possible.

Control of measurement accuracy

27. Description of programmes for the continuous appraisal of weight, volume and sampling precision and biases, and for the calibration of associated equipment.
28. Descriptions of type and quality of standards used for analytical methods referred to in point 26, type of equipment which is used for analysis together with the method and frequency of calibration.

Statistical evaluation

29. Description of methods for statistical evaluation of data collected in measurement control programmes for evaluating the precision and the accuracy of measurements and for estimating measurement uncertainties (i.e. determination of the standard deviations of random and systematic error in the measurements). Also description of statistical procedures used to combine individual error estimates to obtain the standard deviations of overall error for shipper/receiver differences, the book inventory, the physical inventory and material unaccounted for.

OTHER INFORMATION RELEVANT TO APPLICATION OF SAFEGUARDS

30. Organisational arrangements for accountancy and control for qualifying nuclear material.
31. Information on the health and safety rules which have to be observed at the qualifying nuclear facility, and with which the inspectors must comply.

I-F. QUALIFYING NUCLEAR FACILITY USING QUALIFYING NUCLEAR MATERIAL IN QUANTITIES EXCEEDING ONE EFFECTIVE KILOGRAM

NB This form/questionnaire must only be used for a qualifying nuclear facility using qualifying nuclear material in quantities exceeding one effective kilogram which are not reactors (I-A), critical or zero energy installations (I-B), qualifying nuclear facilities where conversion, fabrication or reprocessing are carried out (I-C), qualifying nuclear facilities used for storage (I-D), or qualifying nuclear facilities where isotopes are separated (I-E).

IDENTIFICATION OF THE QUALIFYING NUCLEAR FACILITY

1. Name.
2. Location, exact address with telephone number and fax numbers and e mail addresses.
3. Owner (legally responsible body or individual).
4. Operator (legally responsible body or individual).
5. Type of qualifying nuclear material.
6. Description of containers used for storage and handling (eg to determine whether sealing is possible).
7. Description of the use of qualifying nuclear material.
8. The current status (eg under construction, in operation or closed down).

ACCOUNTANCY AND CONTROL OF QUALIFYING NUCLEAR MATERIAL

9. Description of the accountancy and control system for qualifying nuclear material, including inventories for physical inventory taking.
10. Organisational arrangements for accountancy and control of qualifying nuclear material.

Other information relevant to the application of safeguards.

The information required under these headings is, where applicable, the same as that required for the types of qualifying nuclear facility coming under sections C, D and E of Part 1 of Schedule 1.

I-G. QUALIFYING NUCLEAR FACILITY FOR THE TREATMENT AND STORAGE OF WASTE

Date:

This form may only be used by a separate qualifying nuclear facility engaged solely in the handling, storing or processing of waste materials (not forming a part of enrichment, conversion, fabrication, chemical reprocessing and recovery facilities or of reactors).

IDENTIFICATION OF THE QUALIFYING NUCLEAR FACILITY

1. Name.
2. Location, exact address with telephone and fax numbers and e-mail addresses.
3. Owner (legally responsible body or individual).
4. Operator (legally responsible body or individual).

5. Present status (e.g. under construction, in operation or closed down).
6. Purpose and type.
7. Area layout (map showing the qualifying nuclear facility, boundaries, buildings, roads, rivers, railways, etc.).
8. Layout of qualifying nuclear facility:
 - (a) structural containment, fences and access routes;
 - (b) routes followed by qualifying nuclear material;
 - (c) nuclear waste disposal areas;
 - (d) each main processing area and process laboratory;
 - (e) test or experimental areas;
 - (f) analytical laboratory.

GENERAL ARRANGEMENTS AT THE QUALIFYING NUCLEAR FACILITY, INCLUDING THOSE RELATING TO MATERIAL USE AND ACCOUNTANCY, CONTAINMENT AND SURVEILLANCE

Locations and handling of qualifying nuclear material

9. Description of the use of qualifying nuclear material.
10. Description, by means of drawings or otherwise, of:
 - (a) storage areas (inventory locations) for qualifying nuclear material;
 - (b) the estimated range of inventories of qualifying nuclear material in these locations;
 - (c) storage and/or shipping containers for qualifying nuclear material;
 - (d) the routes and equipment used for movement of qualifying nuclear material, if applicable.

ACCOUNTANCY AND CONTROL OF QUALIFYING NUCLEAR MATERIAL

Accountancy system

11. Description of the accountancy and control system for qualifying nuclear material, supplying specimen blank forms used in all accountancy and control procedures. Period during which such records must be retained should be stated.

Physical inventory

12. Description of procedures, scheduled frequency and methods for operator's physical inventory taking (both for item and/or mass accountancy including main assay methods), and expected accuracy.

OTHER INFORMATION RELEVANT TO APPLICATION OF SAFEGUARDS

13. Organisational arrangements for accountancy and control of qualifying nuclear material.
14. Information on the health and safety rules which have to be observed at the qualifying nuclear facility and with which the inspectors must comply.

I-H. OTHER QUALIFYING NUCLEAR FACILITY OR A QUALIFYING

NUCLEAR FACILITY WITH LIMITED OPERATIONS

Date:

IDENTIFICATION OF THE QUALIFYING NUCLEAR FACILITY AND OF THE QUALIFYING NUCLEAR MATERIAL

1. Name
2. Location, exact address with telephone and fax numbers and e-mail addresses.
3. Owner (legally responsible body or individual).
4. Operator (legally responsible body or individual).
5. Type of qualifying nuclear material.
6. Description of containers used for storage and handling (e.g. to determine whether sealing is possible).
7. Description of the use of qualifying nuclear material.
8. In the case of ore producers, the potential annual production of the qualifying nuclear facility.
9. The current status (e.g. under construction, in operation or closed down).

ACCOUNTANCY AND CONTROL FOR QUALIFYING NUCLEAR MATERIAL

10. Description of the accountancy and control system for qualifying nuclear material, including procedures for physical inventory taking.
11. Organisational arrangements for accountancy and control of qualifying nuclear material.

The relevant questionnaire, duly completed and signed, must be sent to the ONR in accordance with Regulation 35.

PART 2

Regulation 14

INVENTORY CHANGE REPORT (ICR)

Label/tag	Content	Comments	#
MBA	Character (4)	MBA code of reporting MBA	1
Report type	Character (1)	I for Inventory Change Report	2
Report date	DDMMYYYY	Date on which the report was completed	3
Report number	Number (8)	Sequential number, no gaps	4
Line count	Number (8)	Total number of lines reported	5
Start report	DDMMYYYY	Date of first day in reporting period	6
End report	DDMMYYYY	Date of last day in reporting period	7
Reporting person	Character (30)	Name of person responsible for the report	8
Transaction ID	Number (8)	Sequential number	9
IC code	Character (2)	Type of inventory change	10
Batch	Character (20)	Unique identifier for a batch of qualifying nuclear material	11
KMP	Character (1)	Key measurement point	12
Measurement	Character (1)	Measurement code	13
Material form	Character (2)	Material form code	14
Material container	Character (1)	Material container code	15
Material state	Character (1)	Material state code	16
MBA from	Character (4)	MBA code of shipping MBA (for IC codes RD and RF only)	17
MBA to	Character (4)	MBA code of receiving MBA (for IC codes SD and SF only)	18
Previous batch	Character (20)	Name of previous batch (for IC code RB only)	19
Original date	DDMMYYYY	Accounting date of the line to be corrected (always of first line in correction chain)	20
PIT date	DDMMYYYY	Date of physical inventory taking (PIT) to which MF adjustment refers (use with IC code MF only)	21
Line number	Number (8)	Sequential number, no gaps	22
Accounting date	DDMMYYYY	Date on which the inventory change occurred or became known	23
Items	Number (6)	Number of items	24
Element category	Character (1)	Category of qualifying nuclear material	25
Element weight	Number (24.3)	Element weight	26
Isotope	Character (1)	G for U-235, K for U-233, J for a mixture of U-235 and U-233	27
Fissile weight	Number (24.3)	Weight of fissile isotope	28
Isotopic composition	Character(130)	U, Pu isotopic weight (only if agreed in particular safeguard provisions)	29
Obligation	Character (2)	Safeguards obligation	30
Previous category	Character (1)	Previous category of qualifying nuclear material (use for IC codes CB, CC and CE only)	31
Previous obligation	Character (2)	Previous obligation (use for IC codes BR, CR, PR and SR only)	32
Document	Character (70)	Operator-defined reference to supporting	33

		documents	
Container ID	Character (20)	Operator-defined identifier for the container	34
Correction	Character (1)	D for deletions, A for additions forming part of a deletion/addition pair, L for late lines (stand-alone additions)	35
Previous report	Number (8)	Report number of line to be corrected	36
Previous line	Number (8)	Line number of line to be corrected	37
Comment	Character (256)	Operator comment	38
Burn-up	Number (6)	Burn-up in MWdays/tonne (use for IC codes NL and NP in nuclear reactors only)	39
CRC	Number (20)	Hash code of line for quality control purposes	40
Previous CRC	Number (20)	Hash code of line to be corrected	41
Advance notification	Character (8)	Reference to advance notification sent to the ONR (use for IC codes RD, RF, SD, SN and SF only)	42
Campaign	Character (12)	Campaign identifier for qualifying nuclear facilities which carry out reprocessing	43
Reactor	Character (12)	Reactor code for reprocessing campaigns	44
Error path	Character (8)	Special code for evaluation purposes	45

Explanatory notes

1. **MBA:**
Code of the reporting material balance area. This code is notified to the qualifying nuclear facility concerned by the ONR.
2. **REPORT TYPE:**
I for inventory change reports.
3. **REPORT DATE:**
Date on which the report was completed.
4. **REPORT NUMBER:**
Sequential number, no gaps.
5. **LINE COUNT:**
Total number of lines reported.
6. **START REPORT:**
Date of first day of reporting period.
7. **END REPORT:**
Date of last day of reporting period.
8. **REPORTING PERSON:**
Name of person responsible for the report.
9. **TRANSACTION ID:**
Sequential number. This is used to identify all inventory change lines relating to the same physical transaction.

10. IC CODE:

One of the following codes must be used:

Keyword	Code	Explanation
Receipt	RD	Receipt of qualifying nuclear material from material balance area within the UK.
Import	RF	Import of qualifying nuclear material.
Receipt from non-safeguarded activity	RN	Receipt of qualifying nuclear material from a non-safeguarded activity.
Shipment	SD	Transfer of qualifying nuclear material to a material balance area within the UK.
Export	SF	Export of qualifying nuclear material.
Shipment to non-safeguarded activity	SN	Transfer of qualifying nuclear material to a non-safeguarded activity.
Transfer to conditioned waste	TC	Qualifying nuclear material contained in waste that is measured or estimated on the basis of measurements, and which has been conditioned in such a way (e.g. in glass, cement, concrete or bitumen) that it is not suitable for further nuclear use. The quantity of qualifying nuclear material involved is to be subtracted from the inventory of the material balance area. Separate records must be kept for this type of material.
Discards to the environment	TE	Qualifying nuclear material contained in waste that is measured or estimated on the basis of measurements, and which has been irrevocably discarded to the environment as the result of a planned discharge. The quantity of qualifying nuclear material involved is to be subtracted from the inventory of the material balance area.
Transfer to retained waste	TW	Qualifying nuclear material generated from processing or from an operational accident contained in waste that is measured or estimated on the basis of measurements, and which has been transferred to a specific location within the material balance area from which it could be retrieved. The quantity of qualifying nuclear material involved is to be subtracted from the inventory of the material balance area. Separate records must be kept for this type of material.
Retransfer from conditioned waste	FC	Retransfer of conditioned waste to the inventory of the material balance area. This applies whenever conditioned waste undergoes processing.
Retransfer from retained waste	FW	Retransfer of retained waste to the inventory of the material balance area. This applies whenever retained waste is retrieved from the specific location within the material balance area, either for any processing involving the separation of elements in the material balance area or for any shipment from the material balance area.
Accidental loss	LA	Irretrievable and inadvertent loss of a quantity of qualifying nuclear material as the result of an operational accident. Use of this code requires a special report to be sent to the ONR.
Accidental gain	GA	Qualifying nuclear material unexpectedly found, except when detected in the course of a physical inventory taking. Use of this code requires a special report to be sent to the ONR.
Category change	CE	Accountancy transfer of a quantity of qualifying nuclear material from one category to another as a result of an enrichment process (only one line to be reported per category change).

Category change	CB	Accountancy transfer of a quantity of qualifying nuclear material from one category to another as a result of a blending operation (only one line to be reported per category change).
Category change	CC	Accountancy transfer of a quantity of qualifying nuclear material from one category to another for all types of category change not covered by codes CE and CB (only one line to be reported per category change).
Rebatching	RB	Accountancy transfer of a quantity of qualifying nuclear material from one batch to another (only one line to be reported per rebatching).
Change in particular obligation	BR	Accountancy transfer of a quantity of qualifying nuclear material from one particular safeguards obligation to another, to balance the total uranium stock following a blending operation (only one line to be reported per change of obligation).
Change in particular obligation	PR	Accountancy transfer of a quantity of qualifying nuclear material from one particular safeguards obligation to another, used when qualifying nuclear material enters or leaves an accountancy pool (only one line to be reported per change of obligation).
Change in particular obligation	SR	Accountancy transfer of a quantity of qualifying nuclear material from one particular safeguards obligation to another, following an obligation exchange or a substitution (only one line to be reported per change of obligation).
Change in particular obligation	CR	Accountancy transfer of a quantity of qualifying nuclear material from one particular safeguards obligation to another, for all cases not covered by codes BR, PR or SR (only one line to be reported per change of obligation).
Nuclear production	NP	Increase in the quantity of qualifying nuclear material due to nuclear transformation.
Nuclear loss	NL	Decrease in the quantity of qualifying nuclear material due to nuclear transformation.
Shipper/receiver difference	DI	Shipper/receiver difference.
New measurement	NM	Quantity of qualifying nuclear material, in one particular batch, accounted for in the nuclear material balance area, being the difference between a newly measured quantity and the quantity formerly accounted for, and which is neither a shipper/receiver difference nor a correction.
Balance adjustment	BJ	Quantity of qualifying nuclear material accounted for in the material balance area, being the difference between the result of a physical inventory taken by the plant operator for his own purposes (without reporting a physical inventory listing to the ONR) and the book inventory established on the same date.
Material unaccounted for	MF	Book adjustment for material unaccounted for. Must be equal to the difference between the ending physical inventory (PE) and the ending book inventory (BA) reported in the material balance report (Part 4). The original date must be that of the physical inventory taking, while the accounting date must be after the date of the physical inventory taking.
Roundings	RA	Rounding adjustment to make the sum of the quantities reported in a given period coincide with the ending book inventory of the material balance area.
Isotope adjustment	R5	Adjustment to make the sum of the isotope quantities reported coincide with the ending book inventory for U-235 of the material balance area.
Material production	MP	Quantity of qualifying nuclear material, obtained from substances originally not subject to safeguards, which has become subject to safeguards because its concentration now exceeds the minimum levels.
Termination of	TU	Quantity of qualifying nuclear material considered as irrecoverable for

use		practical or economic reasons which is: (i) incorporated in end products used for non-nuclear purposes; or (ii) contained in waste in very low concentrations measured or estimated on the basis of measurements, even if these materials are not discarded to the environment. The quantity of qualifying nuclear material involved is to be subtracted from the inventory of the material balance area.
Ending book inventory	BA	Book inventory at the end of a reporting period and at the PIT date, separate for each category of qualifying nuclear material and for each particular safeguards obligation.

11. BATCH:

The batch designation may be chosen by the operator, but:

- (a) in the case of the inventory change 'Receipt (RD)', the batch designation used by the shipper must be reported;
- (b) a batch designation must not be used again for another batch in the same material balance area.

12. KMP:

Key measurement point. The codes are notified to the qualifying nuclear facility concerned in the particular safeguard provisions or otherwise in writing. If no codes have been specified, '&' should be used.

13. MEASUREMENT:

The basis on which the quantity of qualifying nuclear material reported was established has to be indicated. One of the following codes must be used:

Measured	Estimated	Explanation
M	E	In the reporting material balance area.
N	F	In another material balance area.
T	G	In the reporting material balance area when the weights have already been given in a previous inventory change report or physical inventory listing.
L	H	In another material balance area when the weights have already been given in a previous inventory change report or physical inventory listing for the present material balance area.

14. MATERIAL FORM:

The following codes must be used:

Main type of material form	Subtype	Code
Ores		OR
Concentrates		YC
Uranium hexafluoride (UF ₆)		U6
Uranium tetrafluoride (UF ₄)		U4
Uranium dioxide (UO ₂)		U2
Uranium trioxide (UO ₃)		U3
Uranium oxide (U ₃ O ₈)		U8

Thorium oxide (ThO ₂)		T2
Solutions	Nitrate	LN
	Fluoride	LF
	Other	LO
Powder	Homogeneous	PH
	Heterogeneous	PN
Ceramics	Pellets	CP
	Spheres	CS
	Other	CO
Metal	Pure	MP
	Alloys	MA
Fuel	Rods, pins	ER
	Plates	EP
	Bundles	EB
	Assemblies	EA
	Other	EO

Main type of material form	Subtype	Code
Sealed sources		QS
Small quantities/samples		SS
Scrap	Homogeneous	SH
	Heterogeneous (clean-outs, clinkers, sludges, fines, other)	SN
Solid waste	Hulls	AH
	Mixed (plastics, gloves, papers, etc.)	AM
	Contaminated equipment	AC
	Other	AO
Liquid waste	Low active	WL
	Medium active	WM
	High active	WH
Conditioned waste	Glass	NG
	Bitumen	NB
	Concrete	NC
	Other	NO

15. MATERIAL CONTAINER:

The following codes must be used:	
Type of container	Code
Cylinder	C
Pack	P

Drum	D
Discrete fuel unit	S
Bird cage	B
Bottle	F
Tank or other container	T
Other	O

16. MATERIAL STATE

The following codes must be used:

State	Code
Fresh qualifying nuclear material	F
Irradiated qualifying nuclear material	I
Waste	W
Irrecoverable qualifying nuclear material	N

17. MBA FROM:

Use only for inventory change codes RD and RF. For inventory change code RD, the code of the shipping material balance area is reported. If this code is unknown, the code 'Q' is reported and the shipper's full name and address must be entered in the comment field (40). For inventory change code RF, the country code of the exporting state, or the MBA code of the exporting installation if known, is reported, and the shipper's full name and address must be entered in the comment field (40).

18. MBA TO:

Use only for inventory change codes SD and SF. For inventory change code SD, the code of the receiving material balance area is reported. If this code is unknown, the code 'Q' is reported and the receiver's full name and address must be entered in the comment field (40). For inventory change code SF, the country code of the importing state or the MBA code of the importing installation if known, is reported, and the receiver's full name and address must be entered in the comment field (40).

19. PREVIOUS BATCH :

Batch designation before rebatching. The batch designation after the rebatching must be reported in field 11.

20. ORIGINAL DATE:

In the case of a correction, the day, month and year when the line to be corrected was originally entered must be reported. For correction chains, the original date is always the accounting date of the first line in the chain. For late lines (stand-alone additions), the original date is the date on which the inventory change occurred.

21. PIT DATE

Date of the physical inventory taking as reported in the material balance report on which the book adjustment for MUF (material unaccounted for) is based. Use only with inventory change code MF.

22. LINE NUMBER:

Sequential number starting with 1 in each report, no gaps.

23. ACCOUNTING DATE:

Day, month and year when the inventory change occurred or became known.

24. ITEMS:

The number of items making up the batch must be reported. If an inventory change consists of several lines, the sum of the number of items reported must equal the total number of items belonging to the same transaction ID. If the transaction involves more than one element the number of items should be declared in the line(s) for the element category of highest strategic value only (in descending order: P, H, L, N, D, T).

25. ELEMENT CATEGORY:

The following codes must be used:

Category of qualifying nuclear material	Code
Plutonium	P
High enriched uranium (20 % enrichment and above)	H
Low enriched uranium (higher than natural but less than 20 % enrichment)	L
Natural uranium	N
Depleted uranium	D
Thorium	T

26. ELEMENT WEIGHT:

The weight of the element category referred to in field 25 must be reported. All weights must be reported in grams. The decimal digits appearing in the accounting lines can be reported up to a maximum of three decimal places.

27. ISOTOPE:

This code indicates the fissile isotopes involved and should be used when the weight of fissile isotopes is reported (28). Use the code G for U-235, K for U-233, and J for a mixture of U-235 and U-233.

28. FISSILE WEIGHT:

Unless otherwise stated in the particular safeguard provisions, the weight of fissile isotopes must only be reported for enriched uranium and category changes involving enriched uranium. All weights must be reported in grams. The decimal digits appearing in the accounting lines can be reported up to a maximum of three decimal places.

29. ISOTOPIC COMPOSITION:

If agreed in the particular safeguard provisions the isotopic composition of U and/or Pu must be reported in the format as a list of weights separated by semi-colons to denote the weight of U-233, U-234, U-235, U-236, U-238 or Pu-238, Pu-239, Pu-240, Pu-241, Pu-242. The decimal digits appearing in the accounting lines can be reported up to a maximum of three decimal places.

30. OBLIGATION:

Indication of any additional obligation assumed by the UK under a relevant international agreement, to which the qualifying nuclear material is subject (Regulation 19). The ONR

will communicate the appropriate codes to the qualifying nuclear facility.

31. **PREVIOUS CATEGORY:**

Code of the category of qualifying nuclear material before the category change. The corresponding code after the change must be reported in field 25. Use only with the inventory change codes CE, CB and CC.

32. **PREVIOUS OBLIGATION:**

Code of the particular safeguards obligation to which the qualifying nuclear material was subject before the change. The corresponding obligation code after the change must be reported in field 30. Use only with the inventory change codes BR, CR, PR and SR.

33. **DOCUMENT:**

Operator-defined reference to supporting document(s).

34. **CONTAINER ID:**

Operator-defined container number. Optional data element which can be used in those cases where the container number does not appear in the batch designation.

35. **CORRECTION:**

Corrections have to be made by deleting the wrong line(s) and adding the correct one(s), where appropriate. The following codes must be used:

Code	Explanation
D	Deletion. The line to be deleted must be identified by indicating in field 38 the report number (4), in field 39 the line number (22) and in field 43 the CRC (42) which were declared for the original line. Other fields need not be reported.
A	Addition (forming part of a deletion/addition pair). The correct line must be reported with all data fields, including the 'previous report' field (38) and the 'previous line' field (39). The 'previous line' field (39) must repeat the line number (22) of the line being replaced by the deletion/addition pair.
L	Late line (stand-alone addition). The late line to be added must be reported with all data fields, including the 'previous report' field (38). The 'previous report' field (38) must contain the report number (4) of the report in which the late line should have been included.

36. **PREVIOUS REPORT:**

Indicate the report number (4) of the line to be corrected.

37. **PREVIOUS LINE:**

For deletions, or additions forming part of a deletion/addition pair, indicate the line number (22) of the line to be corrected.

38. **COMMENT:**

Free-text comment field for short comments by operator.

39. **BURN-UP:**

For inventory changes of type NP or NL in nuclear reactors, burn-up in MWdays/tonne.

40. **CRC:**

Hash code of line for quality control purposes. The ONR will inform the operator of the

algorithm to be used.

41. **PREVIOUS CRC:**
Hash code of the line to be corrected.
42. **ADVANCE NOTIFICATION:**
Reference code for the advance notification (Regulations [21] and [22]). Use with inventory changes SF and RF.
43. **CAMPAIGN:**
Unique identifier for the reprocessing campaign. Use only for inventory changes in the process material balance area(s) of those qualifying nuclear facilities where spent fuel is reprocessed.
44. **REACTOR:**
Unique identifier for the reactor from which irradiated fuel is being stored or reprocessed. Use only for inventory changes in those qualifying nuclear facilities where spent fuel is stored or reprocessed.
45. **ERROR PATH:**
Special code describing measurement errors and their propagation, for material balance evaluation purposes. The codes are agreed between the qualifying nuclear facility and the ONR.

GENERAL REMARKS CONCERNING THE COMPLETION OF THE REPORTS

1. In the case of transfer of qualifying nuclear material, the shipper must provide the receiver with all the necessary information for the inventory change report.
2. If numerical data contain fractions of units, a point should precede the decimal digits.
3. The following 55 characters may be used: the 26 capital letters A to Z, figures 0 to 9 and the characters 'plus', 'minus', 'slash', 'asterisk', 'space', 'equal', 'greater than', 'less than', 'point', 'comma', 'open bracket', 'close bracket', 'colon', 'dollar', 'percent', 'quotation mark', 'semi-colon', 'question mark' and 'ampersand'.
5. Reports must be prepared according to a world-wide accepted labelled reporting format, agreed between the ONR and operators.
6. The reports, duly completed and digitally signed, should be forwarded to the ONR in accordance with Regulation 35.

PART 3 Regulation 15

MATERIAL BALANCE REPORT (MBR)

<i>Label/tag</i>	<i>Content</i>	<i>Comments</i>	<i>#</i>
MBA	Character (4)	MBA code of reporting MBA	1
Report type	Character (1)	M for Material Balance Report	2
Report date	DDMMYY YY	Date on which the report was completed	3
Start report	DDMMYY YY	Starting date of MBR (date of last PIT +1 day)	4
End report	DDMMYY YY	End date of MBR (date of current PIT)	5
Report number	Number (8)	Sequential number, no gaps	6
Element category	Character (1)	Category of qualifying nuclear material	7
Line count	Number (8)	Total number of lines reported	8
Reporting person	Character (30)	Name of person responsible for report	9
IC code	Character (2)	Type of inventory change	10
Line number	Number (8)	Sequential number, no gaps	11
Element weight	Number (24.3)	Element weight	12
Isotope	Character (1)	G for U-235, K for U-233, J for a mixture of U-235 and U-233	13
Fissile weight	Number (24.3)	Weight of fissile isotope	14
Obligation	Character (2)	Safeguards obligation	15
Correction	Character (1)	D for deletions, A for additions forming part of a deletion/addition pair, L for late lines (stand-alone additions)	16
Previous report	Number (8)	Report number of line to be corrected	17
Previous line	Number (8)	Line number of line to be corrected	18
Comment	Character (256)	Operator comment	19
CRC	Number (20)	Hash code of line for quality control purposes	20
Previous CRC	Number (20)	Hash code of line to be corrected	21

Explanatory notes

1. **MBA:**
Code of the reporting material balance area. This code is notified to the qualifying nuclear facility concerned by the ONR.
2. **REPORT TYPE:**
M for material balance reports.
3. **REPORT DATE:**
Date on which the report was completed.
4. **START REPORT:**
Start date of MBR, date of the day immediately following the day of the previous physical inventory taking.
5. **END REPORT:**
End date of MBR, date of current physical inventory taking.
6. **REPORT NUMBER:**
Sequential number, no gaps.
7. **ELEMENT CATEGORY:**
The following code for categories of qualifying nuclear material must be used:

Category of qualifying nuclear material	Code
Plutonium	P
High enriched uranium (20 % enrichment and above)	H
Low enriched uranium (higher than natural but less than 20 % enrichment)	L
Natural uranium	N
Depleted uranium	D
Thorium	T

8. **LINE COUNT:**
Total number of lines reported.
9. **REPORTING PERSON:**
Name of person responsible for report.
10. **IC CODE:**
The different types of inventory information and of inventory change should be entered in the sequence indicated below. The following codes must be used:

Keyword	Code	Examination
Beginning physical inventory	PB	Physical inventory at the beginning of the reporting period (must be equal to the physical inventory at the end of the previous reporting period).
Inventory		For each type of inventory change, one consolidated line has to be

changes (only codes in the list below)		entered for the entire reporting period (first increases, then decreases).
Ending book inventory	BA	Book inventory at the end of the reporting period. It must be equal to the arithmetic sum of the MBR entries above.
Ending physical inventory	PE	Physical inventory at the end of the reporting period.
Material unaccounted for	MF	Material unaccounted for. Must be calculated as 'ending physical inventory (PE)' minus 'ending book inventory (BA)'.

For inventory changes, one of the following codes must be used:

Keyword	Code	Explanation
Receipt	RD	Receipt of nuclear material from a material balance area within the UK.
Import	RF	Import of qualifying nuclear material.
Receipt from non-safeguarded activity	RN	Receipt of qualifying nuclear material from a non-safeguarded activity.
Shipment	SD	Transfer of nuclear material to a material balance area within the UK.
Export	SF	Export of qualifying nuclear material.
Shipment to non-safeguarded activity	SN	Transfer of qualifying nuclear material to a non-safeguarded activity.
Transfer to conditioned waste	TC	Qualifying nuclear material contained in waste that is measured or estimated on the basis of measurements, and which has been conditioned in such a way (e.g. in glass, cement, concrete or bitumen) that it is not suitable for further nuclear use. The quantity of qualifying nuclear material involved is to be subtracted from the inventory of the material balance area. Separate records must be kept for this type of material.
Discards to the environment	TE	Qualifying nuclear material contained in waste that is measured or estimated on the basis of measurements, and which has been irrevocably discarded to the environment as the result of a planned discharge. The quantity of qualifying nuclear material involved is to be subtracted from the inventory of the material balance area.
Transfer to retained waste	TW	Qualifying nuclear material generated from processing or from an operational accident contained in waste that is measured or estimated on the basis of measurements and which has been transferred to a specific location within the material balance area from which it could be retrieved. The quantity of qualifying nuclear material involved is to be subtracted from the inventory of the material balance area. Separate records must be kept for this type of material.
Retransfer from conditioned	FC	Retransfer of conditioned waste to the inventory of the material balance area. This applies whenever conditioned waste

waste		undergoes processing.
Retransfer from retained waste	FW	Retransfer of retained waste to the inventory of the material balance area. This applies whenever retained waste is retrieved from the specific location within the material balance area, either for any processing involving the separation of elements in the material balance area or for any shipment from the material balance area.
Accidental loss	LA	Irrecoverable and inadvertent loss of a quantity of qualifying nuclear material as the result of an operational accident. Use of this code in the MBR is only allowed if a special report was sent to the ONR when the inventory change occurred or became known.
Accidental gain	GA	Qualifying nuclear material unexpectedly found, except when detected in the course of a physical inventory taking. Use of this code in the MBR is only allowed if a special report was sent to the ONR when the inventory change occurred or became known.
Category change	CE	Accountancy transfer of a quantity of qualifying nuclear material from one category to another as a result of an enrichment process.
Category change	CB	Accountancy transfer of a quantity of qualifying nuclear material from one category to another as a result of a blending operation.
Category change	CC	Accountancy transfer of a quantity of qualifying nuclear material from one category to another for all types of category change not covered by codes CE and CB.
Change in particular obligation	BR	Accountancy transfer of a quantity of qualifying nuclear material from one particular safeguards obligation to another, to balance the total uranium stock following a blending operation.
Change in particular obligation	PR	Accountancy transfer of a quantity of qualifying nuclear material from one particular safeguards obligation to another, used when qualifying nuclear material enters or leaves an accountancy pool.
Change in particular obligation	SR	Accountancy transfer of a quantity of qualifying nuclear material from one particular safeguards obligation to another, following an obligation exchange or a substitution.
Change in particular obligation	CR	Accountancy transfer of a quantity of qualifying nuclear material from one particular safeguards obligation to another, for all cases not covered by codes BR, PR or SR.
Nuclear production	NP	Increase in the quantity of qualifying nuclear material due to nuclear transformation.
Nuclear loss	NL	Decrease in the quantity of qualifying nuclear material due to nuclear transformation.
Shipper/receiver difference	DI	Shipper/receiver difference.
New measurement	NM	Quantity of qualifying nuclear material, in one particular batch, accounted for in the qualifying nuclear material balance area, being the difference between a newly measured quantity and the quantity formerly accounted for, and which is neither a shipper/receiver difference nor a correction.
Balance adjustment	BJ	Quantity of qualifying nuclear material accounted for in the material balance area, being the difference between the result of a physical inventory taken by the plant operator for his own purposes (without reporting a physical inventory listing to the ONR) and the book inventory established on the same date.
Roundings	RA	Rounding adjustment to make the sum of the quantities reported in a given period coincide with the ending book inventory of the

		material balance area.
Isotope adjustment	R5	Adjustment to make the sum of the isotope quantities reported coincide with the ending book inventory for U-235 of the material balance area.
Material production	MP	Quantity of qualifying nuclear material, obtained from substances originally not subject to safeguards, which has become subject to safeguards because its concentration now exceeds the minimum levels.
Termination of use	TU	Quantity of qualifying nuclear material considered as irrecoverable for practical or economic reasons which is: (i) incorporated in end products used for non-nuclear purposes; or (ii) contained in waste in very low concentrations measured or estimated on the basis of measurements, even if these materials are not discarded to the environment. The quantity of qualifying nuclear material involved is to be subtracted from the inventory of the material balance area.

11. **LINE NUMBER:**
Sequential number starting with 1, no gaps.
12. **ELEMENT WEIGHT:**
The weight of the element category referred to in field 7 must be reported. All weights must be reported in grams. The decimal digits appearing in the accounting lines can be reported up to a maximum of three decimal places.
13. **ISOTOPE:**
This code indicates the kind of fissile isotopes involved and should be used when the weight of fissile isotopes is reported. Use the code G for U-235, K for U-233, and J for a mixture of U-235 and U-233.
14. **FISSILE WEIGHT:**
Unless otherwise stated in the particular safeguard provisions, the weight of fissile isotopes must only be reported for enriched uranium and category changes involving enriched uranium. All weights must be reported in grams. The decimal digits appearing in the accounting lines can be reported up to a maximum of three decimal places.
15. **OBLIGATION:**
Indication of any additional obligation assumed by the UK under a relevant international agreement, to which the qualifying nuclear material is subject (Regulation 19). The ONR will communicate the appropriate codes to the qualifying nuclear facility.
16. **CORRECTION:**
Corrections have to be made by deleting the wrong line(s) and adding the correct one(s), where appropriate. The following codes must be used:

Code	Explanation
D	Deletion. The line to be deleted must be identified by indicating in field 17 the report number (6), in field 18 the line number (11) and in field 21 the CRC (20) which were declared for the original line. Other fields need not be reported.

A	Addition (forming part of a deletion/addition pair). The correct line must be reported with all data fields, including the 'previous report' field (17) and the 'previous line' field (18). The 'previous line' field (18) must repeat the line number (11) of the line being replaced by the deletion/addition pair.
L	Late line (stand-alone addition). The late line to be added must be reported with all data fields, including the 'previous report' field (17). The 'previous report' field (17) must contain the report number (6) of the report in which the late line should have been included.

17. **PREVIOUS REPORT:**

Indicate the report number (6) of the line to be corrected.

18. **PREVIOUS LINE:**

For deletions, or additions forming part of a deletion/addition pair, indicate the line number (11) of the line to be corrected.

19. **COMMENT:**

Free-text comment field for short comments by operator.

20. **CRC:**

Hash code of line for quality control purposes. The ONR will inform the operator of the algorithm to be used.

21. **PREVIOUS CRC:**

Hash code of the line to be corrected.

GENERAL REMARKS CONCERNING THE COMPLETION OF THE REPORTS

General remarks 2, 3, 4, 5 and 6 at the end of Part 3 apply to this Part as appropriate.

This form, duly completed and signed, must be sent to the ONR in accordance with Regulation 35.

PART 4

Regulation 15

PHYSICAL INVENTORY LISTING (PIL)

Label/Tag	Content	Comments	#
MBA	Character (4)	MBA code of reporting MBA	1
Report type	Character (1)	P for physical inventory listings	2
Report date	DDMMYYYY	Date on which the report was completed	3
Report number	Number (8)	Sequential number, no gaps	4
PIT date	DDMMYYYY	Date on which the physical inventory was taken	5
Line count	Number (8)	Total number of lines reported	6
Reporting person	Character (30)	Name of person responsible for report	7
PIL_ITEM_ID	Number (8)	Sequential number	8
Batch	Character (20)	Unique identifier for a batch of qualifying nuclear material	9
KMP	Character (1)	Key measurement point	10
Measurement	Character (1)	Measurement code	11
Element category	Character (1)	Category of qualifying nuclear material	12
Material form	Character (2)	Material form code	13
Material container	Character (1)	Material container code	14
Material state	Character (1)	Material state code	15
Line number	Number (8)	Sequential number, no gaps	16
Items	Number (6)	Number of items	17
Element weight	Number (24.3)	Element weight	18
Isotope	Character (1)	G for U-235, K for U-233, J for a mixture of U-235 and U-233	19
Fissile weight	Number (24.3)	Weight of fissile isotope	20
Obligation	Character (2)	Safeguards obligation	21
Document	Character (70)	Operator-defined reference to supporting documents	22
Container ID	Character (20)	Operator-defined identifier for the container	23
Correction	Character (1)	D for deletions, A for additions forming part of a deletion/addition pair, L for late lines (stand-alone additions)	24
Previous report	Number (8)	Report number of line to be corrected	25
Previous line	Number (8)	Line number of line to be corrected	26
Comment	Character (256)	Operator comment	27
CRC	Number (20)	Hash code of line for quality control purposes	28
Previous CRC	Number (20)	Hash code of line to be corrected	29

Explanatory notes

1. MBA:
Code of the reporting material balance area. This code is notified to the qualifying nuclear facility concerned by the ONR.
2. REPORT TYPE:

P for physical inventory listings.

3. **REPORT DATE:**
Date on which the report was completed.
4. **REPORT NUMBER:**
Sequential number, no gaps.
5. **PIT DATE:**
Day, month and year when the physical inventory was taken, reflecting the situation at 24.00.
6. **LINE COUNT:**
Total number of lines reported.
7. **REPORTING PERSON:**
Name of person responsible for report.
8. **PIL_ITEM_ID:**
Sequential number, common to all PIL lines related to the same physical object.
9. **BATCH :**
If batch follow-up is required in the particular safeguard provisions, the batch designation previously used for the batch in an inventory change report or in a previous physical inventory listing must be used.
10. **KMP:**
Key measurement point. The codes are notified to the qualifying nuclear facility concerned in the particular safeguard provisions or otherwise in writing. If no code has been specified, '&' should be used.
11. **MEASUREMENT:**
The basis on which the quantity of qualifying nuclear material reported was established has to be indicated. One of the following codes must be used:

Measured	Estimated	Explanation
M	E	In the reporting material balance area.
N	F	In another material balance area.
T	G	In the reporting material balance area when the weights have already been given in a previous inventory change report or physical inventory listing.
L	H	In another material balance area when the weights have already been given in a previous inventory change report or physical inventory listing for the present material balance area.

12. **ELEMENT CATEGORY:**
The following codes must be used:

Category of qualifying nuclear material	Code
Plutonium	P

High enriched uranium (20 % enrichment and above)	H
Low enriched uranium (higher than natural and less than 20 % enrichment)	L
Natural uranium	N
Depleted uranium	D
Thorium	T

13. MATERIAL FORM:

The following codes must be used:

Main type of material form	Subtype	Code
Ores		OR
Concentrates		YC
Uranium hexafluoride (UF ₆)		U6
Uranium tetrafluoride (UF ₄)		U4
Uranium dioxide (UO ₂)		U2
Uranium trioxide (UO ₃)		U3
Uranium oxide (U ₃ O ₈)		U8
Thorium oxide (ThO ₂)		T2
Solutions	Nitrate	LN
	Fluoride	LF
	Other	LO
Powder	Homogeneous	PH
	Heterogeneous	PN
Ceramics	Pellets	CP
	Spheres	CS
	Other	CO
Metal	Pure	MP
	Alloys	MA
Fuel	Rods, pins	ER
	Plates	EP
	Bundles	EB
	Assemblies	EA
	Other	EO
Sealed sources		QS
Small quantities/samples		SS
Scrap	Homogeneous	SH
	Heterogeneous (clean-outs, clinkers, sludges, fines, other)	SN
Solid waste	Hulls	AH

	Mixed (plastics, gloves, papers, etc.)	AM
	Contaminated equipment	AC
	Other	AO
Liquid waste	Low active	WL
	Medium active	WM
	High active	WH
Conditioned waste	Glass	NG
	Bitumen	NB
	Concrete	NC
	Other	NO

14. MATERIAL CONTAINER:
The following codes must be used:

Type of container	Code
Cylinder	C
Pack	P
Drum	D
Discrete fuel unit	S
Bird cage	B
Bottle	F
Tank or other container	T
Other	O

15. MATERIAL STATE:
The following codes must be used:

State	Code
Fresh qualifying nuclear material	F
Irradiated qualifying nuclear material	I
Waste	W
Irrecoverable qualifying nuclear material	N

16. LINE NUMBER:
Sequential number starting with 1 in each report, no gaps.

17. ITEMS:
Each physical inventory line must indicate the number of items involved. If a group of items belonging to the same batch are reported as several lines, the sum of the number of items reported must equal the total number of items in the group. If the lines involve more than one element category, the number of items should be declared in the line(s) for the element category of highest strategic value only (in descending order: P, H, L, N, D, T).

18. ELEMENT WEIGHT:
The weight of the element category referred to in field 12 must be reported. All weights must be reported in grams. The decimal digits appearing in the accounting lines can be

reported up to a maximum of three decimal places.

19. ISOTOPE:

This code indicates the fissile isotopes involved and should be used when the weight of fissile isotopes is reported. Use the code G for U-235, K for U-233, and J for a mixture of U-235 and U-233.

20. FISSILE WEIGHT:

Unless otherwise stated in the particular safeguard provisions, the weight of fissile isotopes must only be reported for enriched uranium and category changes involving enriched uranium. All weights must be reported in grams. The decimal digits appearing in the accounting lines can be reported up to a maximum of three decimal places.

21. OBLIGATION:

Indication of any additional obligation assumed by the UK under a relevant international agreement, to which the qualifying nuclear material is subject (Regulation 19). The ONR will communicate the appropriate codes to the qualifying nuclear facility.

22. DOCUMENT:

Operator-defined reference to supporting document(s).

23. CONTAINER ID:

Operator-defined container number. Optional data element which can be used in those cases where the container number does not appear in the batch designation.

24. CORRECTION:

Corrections have to be made by deleting the wrong line(s) and adding the correct one(s), where appropriate. The following codes must be used:

Code	Explanation
D	Deletion. The line to be deleted must be identified by indicating in field 25 the report number (4), in field 26 the line number (16) and in field 29 the CRC (28) which were declared for the original line. Other fields need not be reported.
A	Addition (forming part of a deletion/addition pair). The correct line must be reported with all data fields including the 'previous report' field (25) and the 'previous line' field (26). The 'previous line' field (26) must contain the line number (16) of the line being replaced by the deletion/addition pair.
L	Late line (stand-alone addition). The late line to be added must be reported with all data fields, including the 'previous report' field (25). The 'previous report' field (25) must contain the report number (4) of the report in which the late line should have been included.

25. PREVIOUS REPORT:

Indicate the report number (4) of the line to be corrected.

26. PREVIOUS LINE:

For deletions, or additions forming part of a deletion/addition pair, indicate the line number (16) of the line to be corrected.

27. COMMENT:

Free-text comment field for short comments by operator.

28. CRC:
Hash code of line for quality control purposes. The ONR will inform the operator of the algorithm to be used.
29. PREVIOUS CRC:
Hash code of the line to be corrected.

GENERAL REMARKS CONCERNING THE COMPLETION OF THE REPORTS

If, on the date the physical inventory was taken, there was no qualifying nuclear material in the material balance area, only labels from 1 to 7, 16, 17 and 28 above should be completed on the report.

General remarks 2, 3, 4, 5 and 6 at the end of Part 3 apply to this Part as appropriate.

This form, duly completed and signed, must be sent to the ONR in accordance with Regulation 35.

DRAFT

PART 5

Regulation 21

ADVANCE NOTIFICATION OF EXPORTS/SHIPMENTS OF QUALIFYING
NUCLEAR MATERIAL

1. Reference code:

2. Material balance area code:

3. Qualifying nuclear facility (shipper):...	Facility or location outside facility (receiver):
--	---

4. Quantities split up by category of qualifying nuclear material and any obligation arising from a relevant international agreement:

5. Chemical composition:

6. Enrichment or isotopic composition:

7. Physical form:

8. Number of items:

9. Description of containers and seals:

10. Shipment identification data:

11. Means of transport:

12. Location where qualifying nuclear material will be stored or prepared:

13. Last date when qualifying nuclear material can be identified:

14. Approximate dates of dispatch:
Expected dates of arrival:

15. Use:

Explanatory notes

1. Reference code for advance notifications to be used in the inventory change report (use up to eight characters).
2. Code of the reporting material balance area as notified by the ONR to the qualifying nuclear facility concerned.
3. Name, address and country of the qualifying nuclear facility shipping and of the facility or location outside a facility receiving, the qualifying nuclear material. The receiver at the ultimate destination should also be indicated where applicable.
4. The total weight of the elements should be given in grams. The weight of fissile isotopes should be indicated, if applicable. The weights must be split up by category of qualifying nuclear material and particular safeguards obligation.
5. Chemical composition should be indicated.
6. If applicable, the degree of enrichment or the isotopic composition should be indicated.
7. Use the description of materials as laid out in Part 2 (14) of this Schedule.
8. The number of items included in the shipment should be indicated.
9. Description (type) of containers, including features that would permit sealing.
10. Shipment identification data (e.g. container markings or numbers).
11. Indicate, where appropriate, the means of transport.
12. Indicate the location within the material balance area where the qualifying nuclear material is prepared for shipping and can be identified, and where its quantity and composition can if possible be verified.
13. Last date when qualifying nuclear material can be identified and when its quantity and composition can if possible be verified.
14. Approximate dates of dispatch and of expected arrival at destination.
15. Indicate the use to which the qualifying nuclear material has been assigned.

This form, duly completed and signed, must be forwarded to the ONR in accordance with Regulation 35.

PART 6

Regulation 22

ADVANCE NOTIFICATION OF IMPORTS/RECEIPTS OF QUALIFYING NUCLEAR MATERIAL

1. Reference code:
2. Material balance area code:
3.

Qualifying nuclear facility (receiver):...	Facility or location outside facility (shipper):
--	--
4. Quantities split up by category of qualifying nuclear material and any obligation arising from a relevant international agreement:
5. Chemical composition:
6. Enrichment or isotopic composition:
7. Physical form:
8. Number of items:
9. Description of containers and seals:
10. Means of transport:
11. Date of arrival:
12. Location where qualifying nuclear material will be unpacked:
13. Date(s) when qualifying nuclear material can be unpacked:

Explanatory notes

1. Reference code for advance notifications to be used in the inventory change report (use up to eight characters).

2. Code of the reporting material balance area as notified by the ONR to the qualifying nuclear facility concerned.
3. Name, address and country of the qualifying nuclear facility receiving, and of the installation shipping, the qualifying nuclear material.
4. The total weight of the elements should be given in grams. The weight of fissile isotopes shall be indicated if applicable. The weights must be split up by category of nuclear material and particular safeguards obligation.
5. Chemical composition should be indicated.
6. If applicable, the degree of enrichment or the isotopic composition should be indicated.
7. Use the description of qualifying nuclear materials as laid out in Part 2 (14) of this Schedule.
8. The number of items included in the shipment shall be indicated.
9. Description (type) of containers and, if possible, of the seals affixed.
10. Indicate, where appropriate, the means of transport.
11. Expected or actual date of arrival in the reporting material balance area.
12. Indicate the location within the material balance area where the qualifying nuclear material will be unpacked and can be identified, and where its quantity and composition can be verified.
13. Date(s) when qualifying nuclear material will be unpacked.

This form, duly completed and signed, must be forwarded to the ONR in accordance with Regulation 35.

PART 7

Regulation 28

REPORT OF ORE EXPORTS/SHIPMENTS

Operator (2):

Qualifying nuclear facility(3):

Code (4):

Year:

Date	Consignee	Quantity contained in g:		Remarks
		of uranium	of thorium	

Date and place of dispatch of report:

Name and position of signatory:

Signature:

Explanatory notes

- (1) The shipment report is to be made at the latest by the end of January of each year for the previous year, with a separate entry for each consignee. The export report is to be made for each export consignment at the date of shipment.
- (2) Name and address of the operator.
- (3) Name of the qualifying nuclear facility in respect of which the report is made.
- (4) Code of the qualifying nuclear facility as notified to the operator by the ONR.

This form, duly completed and signed, must be forwarded to the ONR in accordance with Regulation 35.

OUTLINE PROGRAMME OF ACTIVITIES

Communications should cover the next calendar year.

In particular, communications should indicate:

- types of operations, e.g. proposed campaigns with indication of type and quantity of fuel elements to be fabricated or reprocessed, enrichment programmes, reactor operating programmes, with planned shutdowns,
- expected schedule of arrival of qualifying nuclear materials, stating the amount of material per batch, the form (UF₆, UO₂, fresh or irradiated fuels, etc.), anticipated type of container or packaging,
- anticipated schedule of waste processing campaigns (other than repackaging, or further conditioning without separation of elements), stating the amount of material per batch, the form (glass, high active liquid, etc.), anticipated duration and location,
- dates by which the quantity of qualifying nuclear material in products is expected to be determined, and dates of dispatch,
- dates and duration of physical inventory taking.

This communication, duly completed and signed, must be sent to the ONR in accordance with Regulation 35.

PART 9

Regulation 30(1)(a)

ANNUAL REPORT ON EXPORTS/SHIPMENTS OF CONDITIONED WASTE (1)

Name of the qualifying nuclear facility which is shipping:		
MBA code of the qualifying nuclear facility which is shipping:	Reporting period from	to

Date	MBA code of the receiving qualifying nuclear facility or name and address of the receiving facility outside the UK (2)	Conditioned form (3)	Quantity (4)	Remarks
			g of P g of U-235 g of U g of T	
			g of P g of U-235 g of U g of T	
			g of P g of U-235 g of U g of T	
			g of P g of U-235 g of U g of T	

Date and place of dispatch of report:

Name and position of signatory:

Signature:

Explanatory notes

- (1) This report shall include all the shipments or exports of conditioned waste to facilities or qualifying nuclear facilities outside the UK that have occurred during the reporting period.
- (2) Full name and address to be filled in for exports.
- (3) The 'Conditioned form' column should show the conditioned form of the waste, e.g. glass, ceramic, cement or bitumen.
- (4) The quantity column may be based on the quantity data recorded at the qualifying nuclear

facility and does not require measurements of the items exported/shipped.

This form, duly completed and signed, must be sent to the ONR in accordance with Regulation 35.

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PART 10

Regulation 30(1)(b)

ANNUAL REPORT ON IMPORTS/RECEIPTS OF CONDITIONED WASTE (1)

Name of the receiving qualifying nuclear facility:		
MBA code of the receiving qualifying nuclear facility:	Reporting period from	to

Date	Name, address and, if known, MBA code of the qualifying nuclear facility which is shipping the waste	Conditioned form (2)	Quantity (3)	Remarks
			g of P g of U-235 g of U g of T	
			g of P g of U-235 g of U g of T	
			g of P g of U-235 g of U g of T	
			g of P g of U-235 g of U g of T	

Date and place of dispatch of report:

Name and position of signatory:

Signature:

Explanatory notes

- (1) This report is required for conditioned waste which has been received from installations/qualifying nuclear facilities or from installations outside the UK.
- (2) The 'Conditioned form' column should show the conditioned form of the waste, e.g. glass, ceramic, cement or bitumen.
- (3) The quantity column may be based on the quantity data recorded at the qualifying nuclear

facility and does not require measurements of the items imported/received.

This form, duly completed and signed, must be sent to the ONR in accordance with Regulation 35.

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REQUEST FOR A QUALIFYING NUCLEAR FACILITY WITH LIMITED OPERATIONS

1. Date:
2. Qualifying nuclear facility:
3. Material balance area code:
4. Category of qualifying nuclear material:
5. Enrichment or isotopic composition:
6. Quantities:
7. Chemical composition:
8. Physical form:
9. Number of items:
11. Intended use:
12. Particular safeguards obligation:

Derogation granted as above... Name and position of signatory granting the derogation: Signature:... (for the ONR)	Date:
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Explanatory Note

This form should be used when the initial request is made for derogation of a qualifying nuclear facility from the rules governing the form and frequency of notifications.

This form, duly completed and signed, must be sent to the ONR in accordance with Regulation 35.

PART 12

Regulation 33(2)

ADVANCE NOTIFICATION OF
INTENDED WITHDRAWAL OF QUALIFYING NUCLEAR MATERIAL FROM
CIVIL ACTIVITIES

Date _____

This is to notify the ONR that a withdrawal of qualifying nuclear material from civil activities is intended to be made as follows:

- (a) Material Balance Area code: _____
- (b) Facility code: _____
- (c) Quantity: _____ g/kg total weight of element _____
_____ g/kg fissile isotope(s), if applicable
- (d) Chemical composition : _____
- (e) Enrichment or isotopic composition (if appropriate): _____
- (f) Physical form: _____
- (g) Number of items : _____
- (h) Description of containers and seals: _____
- (i) Shipment identification data: _____
- (j) Name of the operator: _____
- (k) Proposed date of withdrawal:

(Signature)
For the operator

This form, duly completed and signed, must be sent to the ONR in accordance with Regulation 35.

COMPONENTS OF AN ACCOUNTANCY AND CONTROL SYSTEM

The components of an accountancy and control system, referred to in regulation 6(3), are set out below:

- **a structure of material balance areas (MBAs)** in which the physical inventory of qualifying nuclear material in that area and the transfers of qualifying nuclear material into and out of that areas can be determined. This structure should be designed to maximise the control of qualifying nuclear material flows and physical inventories;
- **defined roles and responsibilities**, that are assigned, and communicated to the staff of a qualifying nuclear facility to meet the obligations contained in these Regulations;
- **quality assurance and quality control measures** that detect, describe, address, and reduce sources of errors in and poor performance of, the system;
- **a programme of measurements** that provides accurate, suitably precise, and representative information that quantifies and characterises qualifying nuclear material;
- **a measurement control programme** that validates and provides traceability for measurement results and their uncertainties and ensures that measurements comply with the relevant international standards or are equivalent in quality to those standards, for example by assessing, approving, recording, and calibrating measurement procedures;
- the ability **to track and document the movement of qualifying nuclear material** through receipts, packaging, re-packaging, processing, storage, and shipment in a timely manner. The system should show the location, characteristics, and containment of all qualifying nuclear material;
- the ability to unambiguously **identify batches of qualifying nuclear material** in whatever containers, process vessels, or equipment they may be located in. The locations in which qualifying nuclear material can be held, as well as positions within these areas, should also be identifiable;
- **an inventory control system** to regularly check the agreement between records of qualifying nuclear material, and between those records and the physical reality, and take appropriate action to manage discrepancies as they arise by investigating, documenting, reporting, and resolving such discrepancies;

- the ability **to manage anomalies** consistent with the loss or gain of a significant amount of qualifying nuclear material, or any other situation corresponding with regulation 17 (unusual occurrences), in a timely manner by, for example, recognising, investigating, and documenting such anomalies. The system should define personnel responsibilities and authorities to carry out the actions required by regulation 16 (special reports);
- **data processing procedures** that store, trace, identify, and produce the information required by these Regulations, and that are required to facilitate the checking of data against the physical reality;
- **reporting and notification procedures** that transmit the information required by these Regulations through appropriate channels to the ONR and according to appropriate deadlines;
- **receipt and shipment procedures** that check the quantity and characteristics of qualifying nuclear material entering or leaving a qualifying nuclear facility against the accountancy information that must accompany such receipts and shipments. These procedures should also allow for the introduction or extraction of qualifying nuclear material to or from the tracking, identification, and inventory control processes described above;
- a **Physical Inventory Taking (PIT)**, that is carried out in accordance with regulation 15(3) and 31(4)(b) at least every calendar year, with the period between two successive physical inventory takings not exceeding 14 months;
- **procedures for a PIT** that describe the responsibilities of those involved, the methods they should use, the records that should be kept, the associated measurement uncertainties and material balance tests (where appropriate), the reporting that must be made to the ONR, and the steps for authenticating any information made available to inspectors under these Regulations; and
- a **List of Inventory Items (LII)**, generated from a PIT, that facilitates inspector verification of information provided to ONR against the physical reality. The LII should include information on the mass and composition of qualifying nuclear material per item, as well as its location, containment, identity, and type.

SCHEDULE 3

Part I

Consequential and supplementary amendments for Nuclear Safeguards Act 2000 and related legislation

Nuclear Safeguards and Electricity (Finance) Act 1978

1. The Nuclear Safeguards and Electricity (Finance) Act 1978 is amended as follows.
2. In section 1—
 - (1) in sub-section (1), for “made on 6th September at Vienna between the United Kingdom, the European Economic Energy Community and the International Atomic Energy Agency” substitute “made on 7th June 2018 at Vienna between the United Kingdom and the International Atomic Energy Agency”; and
 - (2) in sub-section (2) for “3rd March 1977” substitute “7th June 2018”.
3. In sub-section 2(1)—
 - (1) in paragraph (a) for “articles 71 to 84” substitute “articles 69 to 82”;
 - (2) in paragraph (b) for “article 50” substitute “article 48”; and
 - (3) in the final paragraph of section 2(1) for “article 85 of the Safeguards Agreement” substitute “article 83 of the Safeguards Agreement”.
4. In section 2(2)—
 - (1) in paragraph (a) for “articles 5, 9(c) and 87” substitute “articles 4, 9(c) and 85”; and
 - (2) in paragraph (b) for “where article 83 applies” substitute “where article 81 applies”.
5. In section 2(3)(bb) for “article 85 of the Agreement made on the 6th September 1976” substitute “article 83 of the Agreement made on the 7th June 2018”.
6. In section 2(7) for “article 92(2)” substitute “article 90”.
8. In section 3(1)(b) for “article 76(d)” substitute “article 74(d)”.

Nuclear Safeguards Act 2000

10. The Nuclear Safeguards Act 2000 is amended as set out below.
11. In section 1(1)—
 - (a) in the definition of “Additional Protocol” for “on 22nd September 1998 (Cm.4282)” substitute “on 7th June 2018”;
 - (b) in the definition of “Additional Protocol information” omit “, or the third or fourth paragraph of Annex III to,”;
 - (c) in the definition of “Agency inspector” for “Article 85 of the Safeguards Agreement” substitute “Article 83 of the Safeguards Agreement”;
 - (d) in the definition of “Safeguards Agreement” for “on 6th September 1976 between the United Kingdom, the European Atomic Energy Community and the Agency” substitute “on 7th June 2018 between the United Kingdom and the Agency”.
12. In section 1(3) for “22nd September 1998” substitute “7th June 2018”.
13. Omit section 11.

The Nuclear Safeguards (Notification) Regulations 2004

15. In regulation 2, in the definition of “the commencement date” for “30th April 2004” substitute [].

16. In regulation 6(3) for “the Safeguards Office, Department of Trade and Industry, 4 Abbey Orchard Street, London SW1P 2HT, or sent by means of an electronic communications network to ukso@dti.gis.gov.uk” substitute [].

Part II

General consequential and supplementary amendments

Retained EU law

That part of retained EU law, as defined in the European Union (Withdrawal) Act 2018, which was formerly Commission Regulation (EURATOM) 302/2005, is repealed.

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SCHEDULE 4
Transitional provisions

The proposed transitional provisions are discussed in the text of the Consultation Document.

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EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made under powers contained in the Energy Act 2013 (“Energy Act”), as amended by the Nuclear Safeguards Act 2018 (“the NS Act”). The Regulations set out the UK regime for nuclear safeguards in civil activities (rather than defence). The Regulations give effect to the International Agreement dated 7th June 2018 between the United Kingdom of Great Britain and Northern Ireland and the International Atomic Energy Agency (the “Agency”) on the non-proliferation of nuclear weapons (the “IAEA Agreement”). The IAEA Agreement is supplemented by an Additional Protocol between the UK and the Agency which requires the UK to provide additional information to the Agency and sets out additional requirements relating to access by the Agency.

The Regulations require the operator of a qualifying nuclear facility to maintain records and to provide information to the Office for Nuclear Regulation (“ONR”) which the ONR will then use to provide information to the Agency, as appropriate, in fulfilment of the UK’s obligations under the IAEA Agreement.

The bilateral IAEA Agreement has replaced a previous trilateral agreement, dated 6 September 1976, which was entered into between the United Kingdom, the European Atomic Energy Community and the International Atomic Energy Agency (the “1976 Agreement”). As a result of the withdrawal of the United Kingdom from EURATOM, the 1976 Agreement was no longer appropriate and was replaced by the IAEA Agreement.

In addition, Commission Regulation (EURATOM) No 302/2005, of 8th February 2005, on the application of EURATOM safeguards (the “EU Regulation”) sets out the regime for nuclear safeguards in civil activities, with which the operators of nuclear installations were required to comply. It is supplemented by Commission Recommendation, of 11th February 2009, on the implementation of a nuclear material accountancy and control system by the operators of nuclear installations (the “Recommendation”). These Regulations replace the EU Regulation and the Recommendation.

However, in order both to maintain the extent and coverage in the area of nuclear safeguards and to minimise the amount of adjustment required by the operators, the Regulations reflect many features of the EU Regulation although there are some differences, to take account of the UK context.

Regulation 1 sets out the commencement dates and times for the Regulations. Regulations 44 and 45 will commence first at 6.05am on X day. These regulations define “fissionable material” and “relevant international agreement” for the purposes of the Act. Then the bulk of the regulations commence at 6.10am on X day. Regulations 7 to 9, which set out the requirements for the accountancy and control plan, commence on the first anniversary of X day.

The NS Act inserts definitions of “civil activities”, “qualifying nuclear equipment”, “qualifying nuclear facility” and “qualifying nuclear material” into the new section 76A (7) of the Energy Act.

Regulation 2 defines the other terms which are used in the Regulations.

Regulation 3 requires an operator to declare the basic technical characteristics to the ONR using the Declaration set out in Part 1 of Schedule 1 to the Regulations.

Regulation 4 requires an operator to send an annual programme of activities to the ONR by way of the form set out in Part 8 of Schedule 1.

Regulation 5 provides the ONR with a power to adopt particular safeguard provisions in relation to a qualifying nuclear facility on the basis of the technical characteristics submitted by an operator under Regulation 3.

Regulation 6 requires an operator to maintain a system of accountancy and control of qualifying nuclear material. Schedule 2 sets out the components of an accountancy and control system.

Regulations 7 to 9 require an operator to produce an accountancy and control plan and to submit it to the ONR for approval.

Regulations 10 and 11 require an operator to produce operating and accounting records respectively.

Regulation 12 requires an operator to produce accounting reports and to send them to the ONR.

Regulation 13 requires an operator to provide the ONR with an initial book inventory in the form set out in Part 4 of Schedule 1 and Regulation 14 requires the operator to submit an inventory change report in the form set out in Part 2 of Schedule 1. Regulation 18 requires that, in the case of reactors, the inventory change report must include calculated data on nuclear transformations

Regulation 15 requires an operator to provide the ONR with a material balance report, in respect of each material balance area, in the form set out in Part 3 of Schedule 1 and with a physical inventory listing, in the form set out in Part 4 of Schedule 1.

Regulation 16 requires an operator to submit a special report to the ONR in the circumstances described in regulations 17 and 23. These are in the event of an unusual incident or a change in containment or where, following exceptional circumstances or an incident, the operator has been informed that qualifying nuclear material may have been lost. The Regulations do not specify the form of the special report.

When an operator provides an initial book inventory, inventory change report, material balance report, physical inventory listing or notice of intended imports and exports, then regulation 19 requires the operator to identify separately for each obligation any qualifying nuclear material which is subject to such an obligation in a relevant international agreement. The four relevant agreements are identified for this purpose in regulation 45 as being agreements with the US, Australia, Canada and Japan.

Regulation 20 sets out the weight units and categories of qualifying nuclear materials to be used in the notifications which are required under the Regulations.

Regulations 21 and 22 require an operator to provide the ONR with advance notification of exports and imports using the forms set out in Parts 5 and 6 of Schedule 1 respectively. Regulation 24 requires an operator to inform the ONR without delay of any change in the dates of packing before transfer, transport and unpacking.

Regulations 25 and 26 require carriers and temporary storage agents of qualifying nuclear material to keep records.

Regulation 27 provides that an ore producer is not required to comply with regulations 4 and 10 to 15 and sets out the accounting requirements for ores. Regulation 28 disapplies regulations 21 to 24 and requires an ore producer to inform the ONR of ore exports using the form set out in Part 7 of Schedule 1.

Regulation 29 provides that an operator of a qualifying nuclear facility that treats or stores retained or conditioned waste is not required to comply with regulations 10 to 15 and sets out the accounting requirements for waste. Regulation 30 requires an operator to inform the ONR of transfers of conditioned waste using the forms set out in Parts 9 (exports) or 10 (imports) of Schedule 1.

Regulation 31 sets out the requirements concerning the declaration of basic technical characteristics, stock list and accounting records for an operator of a qualifying nuclear facility with limited operation.

Regulation 32 provides that the Regulations do not apply to a person who holds only end products which are used for non-nuclear purposes and which incorporate qualifying nuclear material which is in practice irrecoverable.

Regulation 33 requires an operator to notify the ONR if qualifying nuclear material is withdrawn from civil activities.

Regulation 34 provides that the Regulations apply to the qualifying nuclear material which is used in civil activities in a qualifying nuclear facility even if the qualifying nuclear facility is only partly used for civil activities.

Regulation 35 sets out the methods of communication with the ONR.

Regulations 36 to 38 require an operator, at the written request of the ONR, to install suitable safeguards equipment in a qualifying nuclear facility. Safeguards equipment is defined as equipment used by the ONR or the Agency to provide independent confirmation that the information produced by an operator under the Regulations is accurate and up to date.

Regulation 39 provides the ONR with a power to carry out inspections.

Regulation 40 provides for the publication of information by the ONR.

Regulation 41 requires the ONR to provide an annual report on the application of these Regulations to the Secretary of State.

Regulation 42 requires the ONR to provide information to the Agency that information which the United Kingdom is required to provide to the Agency under the Agreement with the Agency.

Regulation 43 provides that if an operator fails to comply with regulation 6, 7(1), 9(1), 10, 11, 12, 33 or 47 or if any person fails to comply with regulation 38, they are guilty of an offence.

Regulation 44 defines “fissionable material” for the purposes of the Energy Act.

Regulation 45 defines “relevant international agreement” for the purposes of that Act and includes six agreements within the definition. These are the IAEA Agreement, the Additional Protocol, an agreement with each of the United States, Australia and Canada and a Protocol with Japan.

Regulations 46 to 51 govern the provision of information to the Secretary of State concerning non-nuclear material, equipment and technology to which a relevant international agreement as described in paragraphs (c) to (f) of regulation 45 apply. Regulation 47 sets out the requirements on an operator of a qualifying nuclear facility or other person to inform the Secretary of State of the holding, receipt, production or transfer of the relevant non-nuclear material, equipment or technology. Regulation 48 sets out the time period for the notification and regulation 49 set out the requirement to notify the Secretary of State of any relevant change. Regulation 50 sets out the circumstances in which regulations 47 to 49 cease to apply and regulation 51 sets out interpretation provisions for Chapter XIV.

Regulation 52 provides that the Regulations apply to England and Wales, Scotland and Northern Ireland.

Regulation 53 provides that Schedule 1, which contains the Questionnaire and other forms, has effect.

Regulation 54 provides that Schedule 2, which sets out the components of the accountancy and control system, has effect.

Regulation 55, provides that Part I of Schedule 3, which contains the consequential amendments to the Nuclear Safeguards and Electricity (Finance) Act 1978, the Nuclear Safeguards Act 2000 and the Nuclear Safeguards (Notification) Regulations 2004, has effect.

Regulation 56, provides that Part II of Schedule 3, which contains general consequential amendments, has effect.

Regulation 57, provides that Schedule 4, which contains the transitional provisions, has effect.

Regulation 58 is a review clause requiring a review of the Regulations five years after commencement.

A full impact assessment of the effect that the instrument will have on the costs of business and the voluntary sector is available from the Department for Business, Energy and Industrial Strategy at 1 Victoria Street, London, SW1H 0ET and is published on the BEIS website []. It is also published with the Explanatory Memorandum alongside the instrument on www.legislation.gov.uk.

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