



Energy Act 2008

2008 CHAPTER 32

PART 3

DECOMMISSIONING OF ENERGY INSTALLATIONS

CHAPTER 1

NUCLEAR SITES: DECOMMISSIONING AND CLEAN-UP

Modification of approved programmes

50 Power to disapply section 49

- (1) The Secretary of State may make regulations disapplying section 49 in relation to modifications which—
 - (a) are proposed by a person within section 48(2) (other than the Secretary of State), and
 - (b) are of a description specified by the regulations.
- (2) Before making regulations under subsection (1), the Secretary of State must consult—
 - (a) the Health and Safety Executive,
 - (b) the Environment Agency, and
 - (c) the Department of the Environment for Northern Ireland,in so far as the regulations relate to a function conferred on the body by or under an enactment.
- (3) The regulations may, in particular—
 - (a) describe a modification by reference to its financial consequences;
 - (b) specify that, in determining whether a modification is of a specified description or not, the cumulative financial effect of all modifications, or all modifications of a specified class, within a specified period is to be taken into account.

Status: *This is the original version (as it was originally enacted).*

- (4) In the case of a modification to which the regulations apply, the site operator must give notice of the modification to the Secretary of State in such manner as may be specified in the regulations.