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STATUTORY INSTRUMENTS

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**2004 No. 1769**

The Justification of Practices Involving  
Ionising Radiation Regulations 2004

PART 2

*General Principles*

**Transitional Arrangements- earlier justification decisions**

- 8.—(1) This regulation applies when there has been a determination which—
- (a) expressly determines whether or not a practice, or a class or type of practice is justified;
  - (b) was made prior to the coming into force of these Regulations; and
  - (c) was made by one of the persons listed in regulation 6(1) or by a person acting with the authority of one of those persons.
- (2) A determination to which this regulation applies shall—
- (a) be treated as a justification decision for the purposes of these Regulations;
  - (b) be treated as limited to the same extent that the power of the person making it, or under whose authority it was made, is limited by sub-paragraphs (a) to (d) of regulation 6(2); and
  - (c) if it was limited to a particular practice, be treated as a justification decision whose scope is limited to the same extent as was the determination in question.
- (3) Any determination to which this regulation applies which determined that a practice or a class or type of practice was not justified shall be treated as having specified, for the purpose of regulation 11(2)(a), the date these Regulations come into force unless a later date was specified in the determination.