

## CHARGING SCHEME

### DEPARTMENT OF AGRICULTURE, ENVIRONMENT AND RURAL AFFAIRS

#### The Radioactive Substances (Fees and Charges) Scheme (Northern Ireland) 2023

The Department of Agriculture, Environment and Rural Affairs, with the approval of the Department of Finance, makes the following Scheme in exercise of the power conferred upon it by section 43 (1) and 43 (6) of the Radioactive Substances Act 1993.<sup>(a)</sup>

#### Citation and Commencement

1. This Scheme may be cited as the Radioactive Substances (Fees and Charges) Scheme (Northern Ireland) 2023 and shall come into operation on the 1st April 2023.

#### Interpretation

2. (1) In this Scheme-

“the Act” means the Radioactive Substances Act 1993;

“the Chief Inspector” means the Chief Inspector appointed by the Department under Section 4(7) of the Act; and

“the Department” means the Department of Agriculture, Environment and Rural Affairs;

“HASS” means a high activity sealed radioactive source and has the same meaning as the High Activity Sealed Radioactive Sources Regulations 2005<sup>(b)</sup>;

(2) The Interpretation Act (Northern Ireland) 1954 (a) shall apply to this Scheme as it applies to an Act of the Assembly.

#### Application

3. This Scheme applies to:
  - (a) an application for registration made under Sections 7 or 10 of the Act;
  - (b) an application for authorisation made under Section 13 and 14 of the Act;
  - (c) the subsistence of a registration under Section 7 or 10 of the Act;
  - (d) the subsistence of an authorisation under Section 13 and 14 of the Act; and
  - (e) the variation of a registration or authorisation.

<sup>(a)</sup> 1993 c. 12

<sup>(b)</sup> S.I. 2005/2686

**Application Fee**

- 4. The prescribed fee for an application specified in column 1 of Schedule 1 shall be the amount mentioned opposite thereto in column 2.

**Subsistence Charge**

- 5. (1) An annual charge shall be payable in respect of the subsistence of each registration or authorisation.  
  
(2) In the case of a registration or authorisation in operation during any financial year the charge shall be the annual subsistence charge as provided for by sub-paragraph (4) and shall be payable on demand to the Department.  
  
(3) In the case of a registration or authorisation coming into operation during any financial year the charge for that financial year shall be the annual subsistence charge as provided by sub-paragraph (4) calculated pro-rata for the period between the date on which the registration or authorisation comes into operation and the end of the financial year, and shall be payable on demand to the Department on or after the date the registration or authorisation comes into operation.  
  
(4) The annual subsistence charge for the registration or authorisation specified in column 1 of Schedule 2 shall be the amount mentioned opposite in column 2.

**Fee for variation of Registration or Authorisation**

- 6. (1) A variation fee shall be payable on demand to the Department when the Chief Inspector gives notice of a variation under Section 12(2) or Section 17(3) of the Act.  
  
(2) The fee for the variation of a registration or authorisation specified in column 1 of Schedule 3 shall be the amount mentioned opposite thereto in column 2.

Signed on behalf of the Department of Agriculture, Environment and Rural Affairs by ..... *Paul Donnelly*  
A senior officer of the Department

Approved on behalf of the Department of Finance by ..... *Paul*  
A senior officer of the Department



**SCHEDULE 1**  
**APPLICATIONS**

<b>Type of Application</b>	<b>Application Fee</b>
<b>1) Application for Registration made under Section 7 or 10 of the Act</b>	
- one or more closed sources	£603
- one or more open sources	£603
- one or more mobile sources	£603
- one or more tracer sources	£0
- one or more HASS sources- first application	£877
- one or more HASS sources- subsequent application	£603
- one or more HASS sources of a similar level of potential hazard” <sup>(a)</sup> - first application	£676
<b>2) Authorisation under Section 13 or 14</b>	<b>£2,367</b>

<sup>(a)</sup> When interpreting the meaning of “sources of a similar level of potential hazard” the Department has regard to guidance issued by the International Atomic Energy Agency in its publication “Categorisation of radioactive sources” IAEA Tec Doc- 1344 June 2003.

## SCHEDULE 2

### SUBSISTENCE

Type of Registration or Authorisation	Annual Subsistence Charge
1. Registration under Section 7 or 10 of the Act for:	
(i) one or more sealed sources;	£329
(ii) one or more open sources;	£329
(iii) a source which is not a sealed source and which is the subject of an authorisation under Section 13 or 14 of the Act, or an application for such an authorisation.	£0
In sub-paragraph (ii) "sealed source" means a source whose structure is such as to prevent under normal conditions of use any dispersion of the radioactive substances into the environment.	
2. Registration under Section 10 of the Act for the use of mobile radioactive apparatus for testing, measuring or otherwise investigating any of the characteristics of substances or articles.	£329
3. Registration under Section 10 of the Act for the use of mobile radioactive apparatus for releasing quantities of radioactive material into the environment or introducing such material into organisms.	£0
4. Registration under Sections 7 and 10 of the Act for the use of HASS material.	£401
5. Registrations under Section 7 and 10 of the Act for the use of "sources of a similar level of potential hazard" <sup>(a)</sup>	£401
7. Authorisations under Section 13 and 14 of the Act	£629

<sup>(a)</sup> When interpreting the meaning of "sources of a similar level of potential hazard" the Department has regard to guidance issued by the International Atomic Energy Agency in its publication "Categorisation of radioactive sources" IAEA Tec Doc- 1344 June 2003.

### SCHEDULE 3

### VARIATIONS

Type of Variation	Variation Fee
Variation of Registration under Section 7 and 10 of the Act	£603
Variation of Registration under Section 7 and 10 relating to HASS material- first major variation	£877
Variation of Registration under Section 7 and 10 relating to HASS material- subsequent major variation	£603
Variation of Registration under Section 7 and 10 relating to HASS “sources of a similar level of potential hazard” <sup>(a)</sup>	£676
Variation of an Authorisation under Section 13 and 14 of the Act	£2,367

<sup>(a)</sup> When interpreting the meaning of “sources of a similar level of potential hazard” the Department has regard to guidance issued by the International Atomic Energy Agency in its publication “Categorisation of radioactive sources” IAEA Tec Doc- 1344 June 2003.