



Department of Energy & Climate Change

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London SW1A 2HH
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11 August 2010

Dear Stakeholder

Further stakeholder engagement on revised proposals for a future exemptions regime under the Radioactive Substances Act 1993 and the Environmental Permitting Regulations 2011

We are writing to invite your views on the proposals for a future exemptions regime under the Radioactive Substances Act 1993 (RSA 93) and the Environmental Permitting Regulations 2011 (EPR 2011). The UK Government has worked in partnership with the Devolved Administrations to revise the proposals across the UK following the consultation in summer 2009.

Following this technical engagement with users of the exemptions regime, we will consider fully your responses when finalising the exemptions regime for presentation to the legislative bodies through the relevant Ministers. In England and Wales, it is proposed that the outcome of the review, will be incorporated directly into the Environmental Permitting Regulations which are planned to come into force in April 2011. In Scotland and Northern Ireland, RSA 93 will be amended by regulations under the European Communities Act 1972 and new Exemption Orders will be made at the same time.

The stakeholder engagement package

The stakeholder engagement package can be found on the DECC website at: http://www.decc.gov.uk/en/content/cms/what_we_do/uk_supply/energy_mix/nuclear/radioactivity/decc/legislation/exempt_review/stakeholder/stakeholder.aspx Hard copies and alternative versions such as large print, Braille, audio or Welsh are also available by request from DECC. If you would like a copy in any of these formats, please contact Stephen Allen at the address below. Additional copies of this document can be made without seeking permission.

The engagement package includes the following documents:

- Engagement document (introducing this package and amendments following consultation)
- Draft Regulations for England and Wales, Scotland and Northern Ireland

- Draft Government guidance to regulators
- Draft impact assessment
- Response form

The aim of this review is to introduce a new exemptions regime that is proportionate, legally-robust, risk-informed, flexible and transparent in its derivation whilst maintaining the current level of protection for human health and the environment. We would like to know whether you consider that this has been achieved.

To support the introduction of the new exemptions regime, an impact assessment has been produced; it is essential that stakeholders let us know whether this assessment is realistic and about any additional potential impacts not already considered. We would therefore be most grateful if you could respond to the specific questions highlighted in the impact assessment document with regards to the impact on your organisation.

How to respond

Comments on the engagement package (including answers to specific questions set out in the draft impact assessment) are welcome, and a response form has been included to assist with your response. All responses will be considered before final decisions on the revised regime are taken.

Please note that this is a 8-week engagement exercise and responses must be received by **06 October 2010**. It is hoped that we will be able to hold stakeholder workshops in the week commencing 13 September. Details will follow in due course.

Wherever possible, consultees should submit comments by email to:
EO-Review@decc.gsi.gov.uk

Responses can also be submitted by post to:

EO Review Team
Area 3C
Department of Energy and Climate Change
3-8 Whitehall Place
London
SW1A 2HH

A list of those organisations who are being contacted directly can be found attached to this letter. If you are aware of any other organisation that might be interested in seeing and commenting on the draft regulations, please let us know and we will inform them of it. Any such suggestions should be sent to the contact point shown above.

The telephone numbers for queries are 0300 068 6101 or 0300 068 6108.

Confidentiality statement

In line with the Government's policy for openness, at the end of the engagement period copies of the responses we receive may be made publicly available on request. Requests of this kind should be made to:

EO Review Team
Area 3C
Department of Energy and Climate Change
3-8 Whitehall Place
London
SW1A 2HH

You should also be aware that there may be circumstances in which DECC will be required to communicate information to third parties on request, in order to comply with their obligations under the Freedom of Information Act 2000 and the Environmental Information Regulations 2004. If you do not consent to your response being made public, you must clearly request that it be treated confidentially and explain why this is the case. We will take your justification into account when considering requests under freedom of information legislation. We are however unable to guarantee that we will always be able to keep those details confidential.

Please note, any confidentiality disclaimer generated by your IT system in email responses will not be treated as such a request.

We will summarise all responses and place this summary on our website. This summary will include a list of names of organisations that responded but not people's personal names, addresses or other contact details.

Thank you for your help in this matter. If you have any queries or questions about the content of this engagement package please contact eo-review@decc.gsi.gov.uk

Yours faithfully

A handwritten signature in black ink, appearing to read 'Steve Chandler', written in a cursive style.

Steve Chandler
Head of the EO Review Team
Department of Energy and Climate Change

Distribution List

Aberdeen University
Addenbrookes National Health Service
Advent International
AEA Technology
Againindustries
Alfed
AMEC
Apollo Fire
Areva
Association for Clinical Biochemistry
Association for Science Education
Association of British Theatre Technicians
Association of Colleges
Association of Science Education
Association of the British Pharmaceutical Industry
Association of University Radiation Protection Officers
Atomic Energy of Canada Ltd
Atomic Weapons Establishment
Babcock Marine
BAE Systems Ltd
Baker Hughes
BG-group
BNFL
British Ceramics Federation
British Electrotechnical and Allied Manufacturers
British Energy
British Metals Recycling Association
British Nuclear Medicine Society
British Ports Association
Cabinet Office
Cambridge University
Campaign for Nuclear Disarmament
Capenhurst Ltd
Cardiff University
Cast Metals Federation
Central Manchester and Manchester Children Hospital
Centre for Environment, Fisheries and Aquatic Science
Chartered Institution of Wastes Management
Chemical Industries Association
Chevron
Ciria
CLEAPSS
CNR International Ltd
ConocoPhillips
Independent Consultants
Corus UK Ltd
County Durham and Darlington NHS Foundation Trust
Cristal Global - Millennium Inorganic Chemicals
Cumbrians Opposed to a Radioactive Environment
Defence Science and Technology Laboratory
Department for Business, Innovation and Skills
Department for Education
Department for Environment, Food and Rural Affairs
Department of Communities and Local Government
Department of Energy and Climate Change
Department of Environment Northern Ireland
Department of Health
Direct Rail Services Limited
Doosan Babcock
Dounreay Site Restoration Ltd
Dundee City
E.ON-UK
e2v
EDF Energy
Energy solutions
EnTec UK
Enterpris
Environment Agency
Enviros
Essex University
Federation of Master Builders
Fire Industry Association
Food Standards Agency
Freight Transport Association
Friends of the Earth
Gartnavel Royal Hospital
GE Healthcare
Geological Society
GlaxoSmithKline & Pharmaceutical Industry
Radiation Safety Discussion Group
GMS Abingdon Ltd
Greenpeace UK
Health and Safety Executive
Health and Social Care Northern Ireland Gateway
Health Protection Agency
Herbert Smith (legal Consultancy)
High Technology Sources Ltd
HM Revenue and Customs
HM Treasury
Huntsman
Iceland Environment Ministry
Imerys China Clay Vision
Imperial College London
Independent Consultants
Institute of Physics and Engineering in Medicine
Institution of Gas Engineers and Managers
Inter-Industry Group on Contaminated Land Management and Site Restoration Issues (IIG-CL)
International Association of Oil and Gas Producers
Inutec

Isle of Man Government
ISOTRON
Jackson Consulting (UK) Ltd
Janus Nuclear Ltd
Johnson Matthey
Kings College Hospital
L2 Business Consulting Ltd
Leeds General Infirmary
Leicester University
Lighting Industry Federation
Local Government Association
Lothian Health Board
Louth County Council
Low Level Radiation Campaign
Low Level Waste Repository Ltd
Magnox North
Magnox South
MEL Chemicals
Mike Thorne and Associates Ltd
Ministry of Defence
National Farmers' Union
National Health Service
National Physical Laboratory
Northern Ireland Environment Agency
Northern Ireland Local Government Association
Nottingham University
Nuclear Decommissioning Authority
Nuclear Free Local Authorities
Nuclear Institute
Nuclear Legacy Advisory Forum
NUKEM Ltd
Nuvia
Oil and Gas UK
Organon
Oxford Radcliffs Hospitals NHS Trust
Oxford University
Paul & Williamsons
Petro-Canada
Poyry Energy Ltd
QinetiQ
Queens University Belfast
Quintessa
Radiation Protection Special Interest Group
Radiological Protection Institute of Ireland
Radman Associates
Representative of the non-destructive testing sector
Research Sites Restoration Ltd
Rio Tinto
Rolls Royce
Royal Hallamshire Hospital
Royal Society

RSK Group PLC
RWE UK
Scientifics Ltd
Scotoil Services Ltd
Scottish Environment Protection Agency
Scottish Government
Scottish Nuclear Free Local Authorities
Scottish Radiation Protection Advisers
Scottish Schools Equipment Research Centre
Sellafield Ltd
Sentec
SERA Labour Environment Campaign
Sercu Assurance
Shell UK Ltd
SKM Enviro
Smiths Detection
Society for Radiological Protection
Sombell
Springfields Fuels Limited
SRCL (Waste Management)
Studsvik UK Ltd
Sussex University
Sustainable Wales
Talisman Energy Ltd
Templegroup Consultancy
The Christie NHS Foundation Trust
The Fire Protection Association
The Institution of Mechanical Engineers
Tracerco
Tradebe Fawley
UK Atomic Energy Authority
UK Gateway
UK Heavy Mineral Sand Association
UK Petroleum Industry Association
University College Hospital
University Hospital of North Staffordshire
University Hospitals of Leicester
University of Manchester
University of Ulster
Urenco
Veolia
Veterinary Medicine
Wales Anti Nuclear Alliance
Wales Environmental Standards Group
Welsh Anti Nuclear Alliance
Welsh Assembly Government
Welsh Groups Network - Cyfeillion y Ddaear
Welsh Local Government Association
Wilkinson Environmental Consulting
World Wildlife Federation - UK
Worley Parsons
York University