1962. No. 245 **[C]**

ATOMIC ENERGY AND RADIOACTIVE SUBSTANCES

The Radioactive Substances (Irradiated Material) Exemption Order (Northern Ireland), 1962

ORDER, DATED 21ST DECEMBER, 1962, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER SECTION 6(5) OF THE RADIOACTIVE SUBSTANCES ACT, 1960.

The Ministry of Health and Local Government, in exercise of the powers conferred on it by Section 6(5) of the Radioactive Substances Act, 1960(**a**), and of every other power enabling it in that behalf, hereby makes the following Order:—

Citation and commencement

1. This Order may be cited as the Radioactive Substances (Irradiated Material) Exemption Order (Northern Ireland), 1962, and shall come into operation on the 1st day of December, 1963.

Interpretation

2.—(1) In this Order:—

"the Act" means the Radioactive Substances Act, 1960;

"irradiated material" means material which—

(*a*) possesses radioactivity solely as the result of having been subjected to bombardment by neutrons or to ionising radiations; and

(*b*) contains no radionuclides other than isotopes of the element or elements present in the material before it was so subjected; and

"sealed irradiated material" means irradiated material sealed in a container (otherwise than solely for the purpose of storage, transport or disposal) or bonded wholly within material, the immediate container or the bonding being of adequate mechanical strength and free from patent defect and not being radioactive material, and includes the immediate container or the bonding.

(2) The Interpretation Act (Northern Ireland), 1954(**b**), applies to the interpretation of this Order as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

Exclusion of radioactive waste from Section 6 of the Act

3. Radioactive waste consisting of sealed irradiated material which, if it were not waste, would be radioactive material is hereby excluded from the provisions of Section 6(1) and (2) of the Act (which relates to the disposal of radioactive waste), subject to the condition that it is disposed of by sending it to, or causing or permitting its removal by, a person who, in the normal course of carrying on an undertaking, produces irradiated material of the same description as the irradiated material in the waste.

(**a**) 8 & 9 Eliz. 2. c. 34. (**b**) 1954. c. 33.