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Statutory Rules 1987 No. 1

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Nuclear Non-Proliferation (Safeguards) Regulations

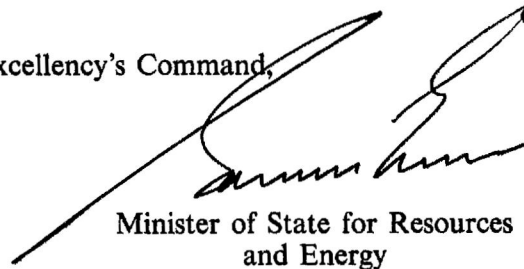
I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Regulations under the *Nuclear Non-Proliferation (Safeguards) Act 1987*.

Dated 7 May 1987.

N. M. STEPHENSON

Governor-General

By His Excellency's Command,


Minister of State for Resources
and Energy

Citation

1. These Regulations may be cited as the Nuclear Non-Proliferation (Safeguards) Regulations.

Interpretation

2. In these Regulations, unless the contrary intention appears:
“depleted uranium” means uranium in which the abundance of the isotope uranium-235 is less than that occurring in natural uranium;
“the Act” means the *Nuclear Non-Proliferation (Safeguards) Act 1987*.

Nuclear material to which Part II of the Act does not apply

3. (1) For the purposes of paragraph 9 (c) of the Act, each of the following kinds of nuclear material is nuclear material of a kind to which Part II of the Act does not apply:

- (a) depleted uranium that is contained in:
 - (i) counterweights installed in aircraft, other than Australian aircraft, in transit through Australia; or
 - (ii) the keels of ships, other than Australian ships, in transit through Australia;

- (b) thorium that is incorporated in:
 - (i) an incandescent gas mantle;
 - (ii) an electric light bulb;
 - (iii) an electronic component;
 - (iv) a welding rod; or
 - (v) a finished aircraft part;
- (c) source material that is incorporated in:
 - (i) the glazing of a finished ceramic product; or
 - (ii) an alloy in the form of a finished constructional product, being an alloy the source material component of which is not more than 4% by weight of uranium or thorium;
- (d) source material that is contained in:
 - (i) a chemical mixture, compound or solution, or an alloy, in which the uranium or thorium content by weight is less than 0.05% of the weight of the mixture, compound, solution or alloy; or
 - (ii) a prescribed chemical mixture, compound or solution in a quantity not exceeding 10 kilograms element weight of uranium or thorium;
- (e) uranium ore concentrates extracted in Australia and containing not more than 10 kilograms element weight of uranium;
- (f) thorium concentrates extracted in Australia from monazite or xenotime and containing not more than 10 kilograms element weight of thorium.

(2) In this regulation, a reference to a prescribed chemical mixture, compound or solution shall be read as a reference to a chemical mixture, compound or solution that is not:

- (a) intended for use for the purposes of a nuclear activity;
- (b) of a composition and purity making it suitable for fuel fabrication or for isotopic enrichment; or
- (c) subject to the provisions of a prescribed international agreement.

Notification of grant, variation or revocation of permit or authority

4. (1) For the purposes of subsection 20 (2) of the Act, the following particulars are prescribed in relation to the grant of a permit or authority:

- (a) the name and address of the person to whom the permit or authority is granted;
- (b) the number of the permit or authority;
- (c) the nature of the permit or authority;
- (d) the date of grant of the permit or authority;
- (e) the period for which the permit or authority is to have effect.

(2) For the purposes of subsection 20 (2) of the Act, the following particulars are prescribed in relation to the variation of a permit or authority:

- (a) the name and address of the person to whom the permit or authority was granted;

- (b) the number of the permit or authority;
- (c) the nature of the permit or authority;
- (d) the day on which the permit or authority as originally granted took effect;
- (e) the day on which the variation took effect.

(3) For the purposes of subsection 20 (2) of the Act, the following particulars are prescribed in relation to the revocation of a permit or authority:

- (a) the name and address of the person to whom the permit or authority was granted;
- (b) the number of the permit or authority;
- (c) the nature of the permit or authority;
- (d) the day on which the permit or authority as originally granted took effect;
- (e) the day on which any variation of the permit or authority took effect;
- (f) the day on which the revocation of the permit or authority took effect.

Information in relation to design for construction or modification of nuclear facility

5. For the purposes of paragraph 29 (2) (b) of the Act, the prescribed period is 60 days.

NOTE

1. Notified in the *Commonwealth of Australia Gazette* on 4 1987.

13 May/

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