

**Decree of the Minister of Economic Affairs of 29 November 2013,
No. WJZ/13175315 on the appointment of Inspectors and Fulfilment
of Duties in accordance with the Nuclear Energy Act of 2013
(Appointment of Inspectors and Fulfilment of Duties (Nuclear
Energy Act) Decree 2013).**

The Minister of Economic Affairs,

On behalf of the Minister of Infrastructure and the Environment, the Minister of Social Affairs and Employment, the Minister of Defence and the Minister of Health, Welfare and Sport.
Having regard to Part 4 (b) of Appendix II of the Agreement concluded on 4 March 1970 in Almelo between the Kingdom of the Netherlands, the Federal Republic of Germany and the United Kingdom of Great Britain and Northern Ireland concerning cooperation in the development of the gas ultracentrifuge procedure for the production of enriched uranium (Treaty Series 1970, 41), Section I (h) of the Treaty of Cardiff of 12 July 2005 between the Governments of the Kingdom of the Netherlands, the Federal Republic of Germany, the French Republic and the United Kingdom of Great Britain and Northern Ireland concerning cooperation in the field of ultracentrifuge technology (Treaty Series 2005, 266) and Sections 58 and 65 of the Nuclear Energy Act;

Decree:

§1. Appointment of inspectors

Section 1

1. Civil servants of the Inspectorate of the Environment and Transport of the Ministry of Infrastructure and the Environment are authorized to carry out enforcement as laid down or pursuant to the Nuclear Energy Act insofar as it concerns their area of operation.
2. The civil servants as meant in Section 1 are also authorized to carry out enforcement pursuant to the protection against the risks of ionizing radiation of the workers in facilities which have been granted a license in accordance with Section 15 (b) of the Nuclear Energy Act.

Section 2

Civil servants of the State Supervision of Mines department of the Ministry of Economic Affairs are authorized to carry out enforcement as laid down or pursuant to the Nuclear Energy Act insofar as it concerns their area of operation.

Section 3

Civil servants of the Netherlands Food and Consumer Product Safety Authority of the Ministry of Economic Affairs are authorized to carry out enforcement as laid down or pursuant to the Nuclear Energy Act insofar as it concerns their area of operation.

Section 4

Civil servants of the Social Affairs & Employment Inspectorate of the Ministry of Social Affairs and Employment are authorized to carry out enforcement as laid down or pursuant to the Nuclear Energy Act insofar as it concerns their area of operation, with the exception of enforcement pursuant to the protection against the risks of ionizing radiation of the workers in facilities which have been granted a license in accordance with Section 15 (b) of the Nuclear Energy Act.

Section 5

Civil servants of the State Supervision of Public Health department are authorized to carry out enforcement as laid down or pursuant to the Nuclear Energy Act insofar as it concerns their area of operation.

Section 6

Civil servants of the Military Healthcare Inspectorate of the Ministry of Defence are authorized to carry out enforcement as laid down or pursuant to the Nuclear Energy Act insofar as it concerns the Dutch armed forces.

Section 7

The inspectors of Euratom and the International Atomic Energy Agency appointed by the Director of the Department of Nuclear Safety, Security and Safeguards of the Inspectorate of the Environment and Transport are authorized to carry out enforcement as laid down or pursuant to the Nuclear Energy Act, as meant in the Additional Protocol to the Agreement concluded on 22 September 1998 in Vienna between the Republic of Austria, the Kingdom of Belgium, the Kingdom of Denmark, the Republic of Finland, the Federal Republic of Germany, the Hellenic Republic, Ireland, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands, the Portuguese Republic, the Kingdom of Spain, the Kingdom of Sweden, the European Atomic Energy Community and the International Atomic Energy Agency in implementation of Section III (1 and 4) of the Treaty on the Non-Proliferation of Nuclear Weapons, with attachments (Treaty Series 1999, No. 147).

§2. Fulfilment of duties

Section 8

The Director of the Department of Nuclear Safety, Security and Safeguards of the Inspectorate of the Environment and Transport is the authority authorized to implement classification regulations and security measures as meant in Part 4 of Appendix II of the Agreement concluded on 4 March 1970 in Almelo between the Kingdom of the Netherlands, the Federal Republic of Germany and the United Kingdom of Great Britain and Northern Ireland concerning cooperation in the development of the gas ultracentrifuge procedure for the production of enriched uranium (Treaty Series 1970, 41) and Section I (h) of the Treaty of Cardiff of 12 July 2005 between the Governments of the Kingdom of the Netherlands, the Federal Republic of Germany, the French Republic and the United Kingdom of Great Britain and Northern Ireland concerning cooperation in the field of ultracentrifuge technology (Treaty Series 2005, 266).

§3. Transitional and final provisions

Section 9

The following decrees are hereby repealed:

- a. the Appointment of Inspectors (Nuclear Energy Act) Decree (Government Gazette 1969, 239),
- b. the Decision on enforcement of the Nuclear Energy Act: Appointment of civil servants (Government Gazette 1969, 239),
- c. the Decree of the Minister of Housing, Spatial Planning and the Environment of 5 April 2004, No. MJZ2004031561, Central Sector, Directorate of Legal affairs, Department of Legislation, amending the Decision on enforcement of compliance with the Nuclear Energy Act and concerning the designation of officers (*Government Gazette 2004, 76*).

Section 10

This Decree shall enter into force on the day after the date of publication of the Government Gazette in which it is published.

Section 11

This Decree may be cited as the Appointment of Inspectors and Fulfilment of Duties (Nuclear Energy Act) Decree 2013

This Decree shall be published with its Explanatory Notes in the Government Gazette.

The Hague, 29 November 2013

The Minister of Economic Affairs,
H.G.J. Kamp