



Australian Capital Territory

Radiation Protection Regulation 2007

SL2007-18

made under the

Radiation Protection Act 2006

Republication No 3

Effective: 2 January 2008 – 16 November 2010

Republication date: 2 January 2008

Last amendment made by SL2007-21
(republication for commenced expiry)

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Radiation Protection Regulation 2007*, made under the *Radiation Protection Act 2006* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 2 January 2008. It also includes any amendment, repeal or expiry affecting the republished law to 2 January 2008.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.



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Part 1 Preliminary

1 Name of regulation

This regulation is the *Radiation Protection Regulation 2007*.

3 Dictionary

The dictionary at the end of this regulation is part of this regulation.

Note 1 The dictionary at the end of this regulation defines certain terms used in this regulation, and includes references (*signpost definitions*) to other terms defined elsewhere in this regulation.

For example, the signpost definition '*prohibited radiation source*—see section 5.' means that the term '*prohibited radiation source*' is defined in that section.

Note 2 A definition in the dictionary (including a signpost definition) applies to the entire regulation unless the definition, or another provision of the regulation, provides otherwise or the contrary intention otherwise appears (see Legislation Act, s 155 and s 156 (1)).

4 Notes

A note included in this regulation is explanatory and is not part of this regulation.

Note See the Legislation Act, s 127 (1), (4) and (5) for the legal status of notes.

5 Prohibited radiation sources—Act, s 10 (1)

A radiation source mentioned in schedule 1 is a *prohibited radiation source*.

Part 2 Registration of regulated radiation sources

6 Radiation facility—Act, s 9 (4)

A *radiation facility* is a radiation facility under the national directory.

7 Regulated radiation source—Act, s 10 (2)

A *regulated radiation source* is a radiation source that emits, or is capable of emitting, ionising radiation above the exemption level for the source under the national directory.

Part 3 Exemptions

8 Criteria for exemption of radiation source—Act, s 114 (5)

The criteria the Minister must take into account in deciding whether to exempt a radiation source are the criteria for an exemption for the source under the national directory.

9 Exemptions for certain radiation apparatus—Act, s 123

A radiation source is an exempt radiation source if—

- (a) the radiation source is a radiation apparatus; and
- (b) the radiation apparatus is exempt under the national directory.

Part 4 Miscellaneous

10 **Dangerous event—Act, s 63 (3)**

A radiation incident under the national directory is a *dangerous event*.

11 **Prescribed matters for register—Act, s 86 (e)**

The following are prescribed:

- (a) a decision to refuse to issue a licence to deal with a regulated radiation source under the Act, section 17;
- (b) an amendment of a licence on the council's own initiative under the Act, section 22;
- (c) an amendment of a licence on application by a person under the Act, section 23;
- (d) a decision to refuse to register a radiation source under the Act, section 26;
- (e) an amendment of the registration of a regulated radiation source on the council's own initiative under the Act, section 31;
- (f) an amendment of the registration of a regulated radiation source on application by a person under the Act, section 32.

12 **Radiation dose limits—Act, dict, def *dose limit***

For the Act, a *dose limit* is a dose limit under the national directory.

Schedule 1 Prohibited radiation sources

(see s 5)

column 1 item	column 2 prohibited radiation source
1	x-ray equipment for dento-maxillofacial radiography that includes an intra-oral x-ray image receptor that operates at an x-ray tube voltage of less than 60 kilovolt peak
2	direct fluoroscopy x-ray equipment
3	shoe-fitting x-ray units

Dictionary

(see s 3)

Note 1 The Legislation Act contains definitions and other provisions relevant to this regulation.

Note 2 For example, the Legislation Act, dict, pt 1, defines the following term:

- Minister (see s 162).

Note 3 Terms used in this regulation have the same meaning that they have in the *Radiation Protection Act 2006* (see Legislation Act, s 148). For example, the following terms are defined in the *Radiation Protection Act 2006*, dict:

- ionising radiation (see s 8 (2))
- national directory
- radiation apparatus (see s 9 (3))
- radiation source (see s 9 (1))
- regulated radiation source (see s 10).

exempt radiation source means a radiation source that is exempt under—

- (a) the Act, section 114; or
- (b) section 9.

prohibited radiation source—see section 5.

Endnotes

1 About the endnotes

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	par = paragraph/subparagraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	pt = part
exp = expires/expired	r = rule/subrule
Gaz = gazette	renum = renumbered
hdg = heading	reloc = relocated
IA = Interpretation Act 1967	R[X] = Republication No
ins = inserted/added	RI = reissue
LA = Legislation Act 2001	s = section/subsection
LR = legislation register	sch = schedule
LRA = Legislation (Republication) Act 1996	sdiv = subdivision
mod = modified/modification	sub = substituted
o = order	SL = Subordinate Law
om = omitted/repealed	<u>underlining</u> = whole or part not commenced or to be expired

3 Legislation history

Radiation Protection Regulation 2007 SL2007-18

notified LR 6 July 2007

s 1, s 2 commenced 6 July 2007 (LA s 75 (1))

remainder commenced 7 July 2007 (LA s 73 (3))

as amended by

Radiation Protection Amendment Regulation 2007 (No 1) SL2007-21

notified LR 2 August 2007

s 1, s 2 commenced 2 August 2007 (LA s 75 (1))

remainder commenced 3 August 2007 (s 2)

4 Amendment history

Commencement

s 2 om LA s 89 (4)

Transitionalpt 10 hdg ins SL2007-21 s 4
exp 1 January 2008 (s 51)**Modification of Act, pt 10, new section 130A—Act, s 131**s 50 ins SL2007-21 s 4
exp 1 January 2008 (s 51)**Expiry—pt 10**s 51 ins SL2007-21 s 4
exp 1 January 2008 (s 51)

Endnotes

5 Earlier republications

5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (*) in column 1. Electronic and printed versions of an authorised republication are identical.

Republication No and date	Effective	Last amendment made by	Republication for
R1 7 July 2007	7 July 2007– 2 Aug 2007	not amended	new regulation
R2 3 Aug 2007	3 Aug 2007– 1 Jan 2008	SL2007-21	modification by SL2007-18 as amended by SL2007-21

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