

**Cabinet Resolution No. (27) of 2015**  
**Concerning Administrative Fines for Violating Licensing**  
**Conditions**

**Issued by the Federal Authority for Nuclear Regulation**

**The Cabinet:**

Having reviewed the Constitution,

And Federal Law No. (1) of 1972 Concerning the Competencies of Ministries and the Powers of Ministers, and its amendments,

And Federal Decree-Law No. (6) of 2009 Concerning the Peaceful Uses of Nuclear Energy,

And Federal Law No. (1) of 2011 Concerning Public Revenues of the State,

And Federal Decree-Law No. (8) of 2011 Concerning the Rules for the Preparation of the General Budget and the Final Account,

And Cabinet Resolution No. (8) of 2014 Concerning the Fees for Licenses and Services Provided by the Federal Authority for Nuclear Regulation,

And based on the proposal of the Minister of Finance and the approval of the Cabinet,

**Has decided:**

**Article (1)**

**Definitions**

For the purposes of implementing the provisions of this Resolution, the following words and phrases shall have the meanings assigned to each of them, unless the context otherwise requires:

**The Law:** Federal Decree-Law No. (6) of 2009 Concerning the Peaceful Uses of Nuclear Energy.

**The Authority:** The Federal Authority for Nuclear Regulation.

**The Board:** The Board of Directors of the Authority.

**The License:** Approval issued by the Authority which authorizes the Licensee to carry out one or more specific regulated activities related to a facility or activity, or any other approval granted by the Authority to an

applicant to carry out tasks of siting, designing, constructing, commissioning, operating, or decommissioning a nuclear facility, or carrying out any activity related to the disposal of spent fuel or radioactive waste, in accordance with the provisions of the Law.

**Person:** A natural or legal person, whether public or private.

**Licensee:** A person holding a valid license in accordance with the provisions of the Law.

**Operator:** Any person authorized or responsible for nuclear safety, radiation safety, radioactive waste safety, or transport safety, when undertaking activities related to any nuclear facilities or any ionizing radiation sources, including individuals in their personal capacity, government agencies, consignors or shippers, licensees, hospitals, and self-employed persons, in accordance with the provisions of the Law.

**Inspectors:** Employees of the Authority authorized to conduct regulatory inspections, prepare reports, and document violations of activities subject to the Authority's regulation, in accordance with the provisions of the Law.

**The Schedule:** The schedule for the classification of radioactive sources, attached to this Resolution.

## Article (2)

Without prejudice to any more severe penalty stipulated in any other legislation, the Operator or the Licensee shall, upon committing or re-committing any of the violations listed in the table below, be subject to the administrative fines indicated for each:

No.	Violation Description	Fine Amount for Committing the Violation		Fine Amount for Repeating the Violation	
		Legal Person	Natural Person	Legal Person	Natural Person
1	Exposure of a member of the public to radiation exceeding the appropriate dose limits (1 mSv) or the annual equivalent dose limit for the lens of the eye (15 mSv) or the annual	100,000	250,000	250,000	750,000

No.	Violation Description	Fine Amount for Committing the Violation		Fine Amount for Repeating the Violation	
		Legal Person	Natural Person	Legal Person	Natural Person
2	equivalent dose limit on any part of the skin (50 mSv). Exposure of a worker to radiation exceeding the relevant dose limits by not more than (50 mSv) in a single year, and exceeding (100 mSv) in five years.	20,000	100,000	60,000	300,000
3	Exposure of a worker to radiation exceeding the relevant dose limits for the lens of the eye by more than (50 mSv) in a single year and exceeding (100 mSv) in five years, or exceeding the annual equivalent dose of (500 mSv) at any point on the hands, feet, or skin.	40,000	200,000	120,000	600,000
4	Loss of control by the Licensee over any of the radioactive sources specified in Category (1) of the Schedule.	100,000	250,000	250,000	750,000
5	Loss of control by the Licensee over any of the radioactive sources specified in Categories (2) and (3) of the Schedule.	60,000	150,000	180,000	450,000
6	Loss of control by the Licensee over any of the radioactive sources specified	20,000	50,000	60,000	150,000

No.	Violation Description	Fine Amount for Committing the Violation		Fine Amount for Repeating the Violation	
		Legal Person	Natural Person	Legal Person	Natural Person
	in Categories (4) and (5) of the Schedule.				
7	Loss of control by the Licensee over any special fissile or source material.	50,000	150,000	150,000	450,000
8	Preparing for the transport of any radioactive material in a manner inconsistent with the packaging approved by the Authority.	10,000	50,000	30,000	150,000
9	Transporting any radioactive material without displaying the warning sign approved by the Authority on the means of transport used.	40,000	75,000	100,000	200,000
10	Transporting radioactive materials in a manner inconsistent with the transport security plan approved by the Authority.	40,000	100,000	120,000	300,000
11	A nuclear facility exceeding the permissible limits for the discharge of radioactive waste.	/	500,000	/	1,500,000
12	An entity other than a nuclear facility exceeding the permissible limits for the discharge of radioactive waste.	/	100,000	/	300,000
13	Failure to notify the Authority of any incidents as	/	100,000	/	300,000

No.	Violation Description	Fine Amount for Committing the Violation		Fine Amount for Repeating the Violation	
		Legal Person	Natural Person	Legal Person	Natural Person
	stipulated in the license conditions.				
14	Failure to notify the Authority of any unplanned activities, as stipulated in the license conditions.	/	20,000	/	60,000
15	Failure to follow the plans and arrangements related to safety, security, or safeguards contained in the license application, which have been previously reviewed and evaluated by the Authority.	40,000	100,000	120,000	300,000
16	Implementing any modifications that have a significant impact on safety, security, or safeguards, without obtaining prior approval from the Authority.	100,000	300,000	200,000	750,000
17	Failure to submit reports required under the license conditions and regulations approved by the Authority.	25,000	100,000	50,000	300,000
18	Delay in submitting the reports required under the license conditions and regulations approved by the Authority, beyond the specified deadlines for submission.	4,000	20,000	12,000	60,000
19		25,000	100,000	75,000	300,000

No.	Violation Description	Fine Amount for Committing the Violation		Fine Amount for Repeating the Violation	
		Legal Person	Natural Person	Legal Person	Natural Person
20	<p>Failure to maintain documents and records in accordance with the license conditions and regulations approved by the Authority for this purpose.</p> <p>Inability to provide timely access for inspectors to relevant sites and facilities or access to documents or information they wish to review.</p>	25,000	100,000	75,000	300,000
21	<p>Obstructing an inspection related to safeguards or complementary access in accordance with the Comprehensive Safeguards Agreement concluded with the International Atomic Energy Agency.</p>	50,000	200,000	150,000	600,000
22	<p>Failure by the Licensee to fulfill its obligations during the Authority's conduct of complementary access and evaluation, as specified in the license conditions.</p>	25,000	100,000	75,000	300,000
23	<p>Delay by the Licensee in fulfilling its obligations during the Authority's conduct of complementary access and evaluation, as</p>	5,000	20,000	15,000	60,000

No.	Violation Description	Fine Amount for Committing the Violation		Fine Amount for Repeating the Violation	
		Legal Person	Natural Person	Legal Person	Natural Person
	specified in the license conditions.				
24	Failure to implement a corrective action at the request of the Authority to address deficiencies affecting safety, security, or safeguards.	5,000	250,000	15,000	60,000
25	Delay in implementing a corrective action at the request of the Authority to address deficiencies affecting safety, security, or safeguards.	5,000	25,000	15,000	75,000
26	Delay in renewing the license.	10,000 per day, from the date of the license expiry. With a maximum of 500,000	/	10,000 per day, from the date of license expiry. With a maximum of 500,000 and closure of the facility.	/

### Article (3)

a. The Authority may suspend or revoke the license, or any part thereof, if the commission or re-commission of any of the violations stipulated in

Article (2) of this Resolution would lead to any of the cases stipulated in Article (31) of the Law.

b. Subject to the provisions of paragraph (a) of this Article, the Authority may, before suspending or revoking the license or any part thereof, notify the Licensee in writing of the need to rectify the cause of the violation within the timeframe it determines for this purpose. The Licensee must respond in writing regarding the measures it will take to rectify the violation, and the Authority's decision in this regard shall be final.

#### **Article (4)**

a. In addition to the administrative fines stipulated in Article (2) of this Resolution, the Authority may require the Operator or the Licensee to take corrective measures for any practices or procedures committed in violation of the provisions of the Law or the regulations and resolutions issued by the Authority.

b. The Inspectors shall document all violations committed contrary to the provisions of this Resolution in accordance with the provisions of the Law and in conformity with the regulation issued by the Board for this purpose.

c. In addition to the administrative fines stipulated in this Resolution, the violating Operator or Licensee shall be obliged to compensate the Authority for all costs and expenses incurred during the inspection process and the documentation of violations. The Authority's assessment of these costs and expenses shall be final and shall not prejudice any other penalties or fines stipulated in any other legislation.

#### **Article (5)**

The Cabinet shall be competent to make any amendments to the administrative fines contained in this Resolution, whether by addition, deletion, or modification.

#### **Article (6)**

The administrative fines stipulated in this Resolution shall be collected in accordance with the means decided by the Ministry of Finance in this regard.

#### **Article (7)**

a. The Board may amend the classification of radioactive sources shown in the Schedule whenever the need arises.

b. The Board shall issue the necessary resolutions to implement the provisions of this Resolution.

**Article (8)**

This Resolution shall be published in the Official Gazette and shall come into force on the day following the date of its publication.

Mohammed bin Rashid Al Maktoum

Prime Minister

Issued by us:

On: 18 / Shawwal / 1436 H

Corresponding to: 3 / August / 2015 AD