



Energy Act 2013 ("2013 Act"), Schedule 8, paragraphs 3, 5 and 6
Health and Safety at Work etc Act 1974 ("1974 Act"), Sections 21, 23 and 24

Serial Number ONR-IN-23-004

Improvement Notice

Name: EDF Energy Nuclear Generation Limited
Address: Javelin House, Building 1420, Charlton Court, Gloucester Business Park, Gloucester, GL3 4AE
Trading as:
I, (Inspector's full name): [Redacted]

Being an inspector appointed by an instrument in writing made pursuant to section 19 of the 1974 Act and entitled to issue the notice

of The Office for Nuclear Regulation

Telephone number [Redacted]

hereby give you notice that I am of the opinion that at

(Location of premises or place of activity) Heysham 1 Power station, Heysham, Lancashire LA3 2XH

you, as an employer

have contravened in circumstances that make it likely that the contravention will continue or be repeated the following conditions or statutory provisions:

The Pressure Systems Safety Regulations 2000 (PSSR) Regulation 12 (Maintenance).
The Health and Safety at Work etc. Act 1974 Section 2(1).

The reasons for my said opinion are :

You have not ensured, as a user of an installed system, that this is properly maintained in good repair, so as to prevent danger. This is because you have not adequately taken into account the manufacturer's/supplier's instructions and the risks to health and safety from failure or deterioration. As a result this means that you have also not ensured, so far as is reasonably practicable, the health, safety and welfare at work of your employees.

and I hereby require you to remedy the said contraventions or, as the case may be, the matters occasioning them, by

30 April 2024

and I direct that the measures specified in the schedule which forms part of this Notice shall be taken to remedy the said contraventions or matters

Signature [Redacted] Date 23 January 2024

An Improvement Notice is also being served on N/A

of N/A related to the matters contained in this Notice

This is a relevant notice for the Environment and Safety Information Act 1988

This page only will form the register entry.*

Signature [Redacted] Date 23 January 2024

NOTES

1. Failure to comply with this Improvement Notice is an offence as provided by section 33(1)(g) of the Health and Safety at Work etc Act 1974 and section 33(2) and Schedule 3A of this Act renders the offender liable, on summary conviction, to imprisonment for a term not exceeding 12 months or to a fine, or both. In England and Wales the fine is not limited. In Scotland any fine imposed summarily may not exceed £20,000. On conviction on indictment, an offender is liable to imprisonment for a term not exceeding 2 years, or an unlimited fine, or both.*
1. Failure to comply with this Improvement Notice is an offence as provided by paragraph 7(1) of Schedule 8 to the Energy Act 2013 and paragraphs 7(1) and (2) of that Schedule renders the offender liable, on summary conviction, to imprisonment for a term not exceeding 12 months or to a fine, or both. In England and Wales the fine is not limited. In Scotland any fine imposed summarily may not exceed £20,000. On conviction on indictment, an offender is liable to imprisonment for a term not exceeding 2 years, or an unlimited fine, or both.*
2. An Inspector has power to withdraw an Improvement Notice or extend the period specified in the notice, before the end of the period specified in it. If you wish this to be considered you should apply to the Inspector who issued the notice, but you must do so before the end of the period given in it. Such an application is not an appeal against this notice.
3. The issue of this notice does not relieve you of any legal liability for failing to comply with any conditions or statutory provision referred to in the notice or to perform any other statutory or common law duty resting on you.
4. You can appeal against this notice to an Employment Tribunal. Details of the method of making an appeal can be found on the GOV.UK website at <https://www.gov.uk/employment-tribunals/make-a-claim>. An appeal can either be submitted online at the above website address, or by downloading form ET1 from that site (or you can use Annex 1 from: [presidential-guidance-statutory-appeals-20210616-003.docx](#)). Completed hard copy forms should be posted to either the Employment Tribunal Central Office (England and Wales), PO Box 10218, Leicester, LE1 8EG; or Employment Tribunal Central Office (Scotland), PO Box 27105, Glasgow, G2 9JR.

If you do not have access to the Internet, contact the person who issued the Notice and asked to be supplied with a hard Copy of form ET1 and guidance T420: Making a claim to an Employment Tribunal.

Time limit for appeal

A notice of appeal must be presented to the Employment Tribunal within 21 days beginning with the date of service on the appellant of the Notice, or Notices, appealed against, or within such further period as the tribunal considers reasonable in a case where it is satisfied that it was not reasonably practicable for the notice of appeal to be presented within the period of 21 days.

The entering of an appeal suspends the Improvement Notice until the appeal has been determined or withdrawn, but does not automatically alter the date given in this notice by which the matters contained in it must be remedied.

The rules for the hearing of an appeal are given in The Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 (SI 2013 No 1237).

Public availability of information on all enforcement notices

1. The Office for Nuclear Regulation (ONR), for its own purposes, records and monitors trends in the enforcement action it takes, and in the convictions and penalties imposed by the Courts. It is ONR's policy that this information should be brought to the public's attention. ONR also has a statutory obligation under the Environment and Safety Information Act 1988 to maintain a public register of certain notices.
2. Information on a notice will not be entered onto the database until after the right of appeal against the notice has expired. Where a notice is withdrawn or cancelled on appeal no entry will be made. Entries relating to notices served on individuals will be kept on the database for a period of 5 years from the date of issue. Notices served on individuals under the age of 18 will be removed sooner.
3. Information will be withheld where, in ONR's belief, its disclosure would:
 - cause harm or prejudice; or
 - be in breach of the law.
4. Personal information is dealt with in accordance with the Data Protection Act 2018. Where disclosure of personal information would be incompatible with the Act it will not be included on the database.
5. If you are not satisfied with the information contained in the entry you have a further right to appeal to the ONR in the first instance.