



# Office for Nuclear Regulation (ONR) Biannual Site Report for Low Level Waste Repository (LLWR) Limited

Report for period 1 April 2020 – 30 September 2020

## Foreword

This report is issued as part of ONR's commitment to make information about inspection and regulatory activities relating to the above site available to the public. Reports are distributed to members for the West Cumbria Sites Stakeholder Group (WCSSG) and are also available on the ONR website (<http://www.onr.org.uk/llc/>).

The ONR Site Inspector usually attends one WCSSG LLWR Working Group meeting each year and will respond to any questions raised there. Any person wishing to inquire about matters covered by this report should contact ONR.

## TABLE OF CONTENTS

1	INSPECTIONS .....	3
2	ROUTINE MATTERS.....	3
3	NON-ROUTINE MATTERS.....	4
4	REGULATORY ACTIVITY .....	4
5	NEWS FROM ONR.....	4
6	CONTACTS.....	7

## 1 INSPECTIONS

The ONR Site Inspector and other ONR Inspectors made inspections on the following dates during the period 1 April 2020 – 30 September 2020:

April	None
May	None
June	None
July	None
August	None
September	28 <sup>th</sup>

## 2 ROUTINE MATTERS

Inspections are undertaken as part of the process for monitoring compliance with:

- the conditions attached by ONR to the nuclear site licence granted under the Nuclear Installations Act 1965 (NIA65);
- the Energy Act 2013;
- the Health and Safety at Work Act 1974 (HSWA74);
- regulations made under HSWA74, for example the Ionising Radiations Regulations 2017 (IRR17) and the Management of Health and Safety at Work Regulations 1999 (MHSWR99); and
- the Regulatory Reform (Fire Safety) Order 2005.

The inspections entail monitoring licensee's actions on the site in relation to incidents, operations, maintenance, projects, modifications, safety case changes and any other matters that may affect safety. The licensee is required to make and implement adequate arrangements under the conditions attached to the licence in order to ensure legal compliance. Inspections seek to judge both the adequacy of these arrangements and their implementation.

ONR was due to complete a radioactive waste themed inspection during June, but this was postponed due to the COVID-19 pandemic. This inspection is now planned to take place during February 2021.

In September, ONR carried out planned inspections of the licensee's arrangements for the regular and systematic examination, inspection, maintenance and testing of all plant which may affect safety, in accordance with written instructions, and under the control and supervision of suitably qualified and experienced persons. This inspection also considered the site's arrangements for managing the risk of COVID-19 transmission.

In general, ONR judged the arrangements made and implemented by the site in response to safety requirements to be adequate in the areas inspected. However, where improvements were considered necessary, the licensee made satisfactory commitments to address the issues, and the site inspector will monitor progress during future visits. Where necessary, ONR will take formal regulatory enforcement action to ensure that appropriate remedial measures are implemented to reasonably practicable timescales.

### 3 NON-ROUTINE MATTERS

Licensees are required to have arrangements to respond to non-routine matters and events on the site. ONR inspectors judge the adequacy of the licensee's response, including actions taken to implement any necessary improvements. The licensee records and assess a range of minor incidents which are discussed with ONR during bi-monthly teleconferences. There were no significant matters or events to report during the period.

In response to the Covid-19 pandemic the site implemented arrangements to put the facility into a non-operational safe state. All non-essential personnel were sent home and radioactive waste handling operations halted. Minimum staffing levels were maintained at the site mainly for security, maintenance, surveillance and environmental monitoring duties. Since national lockdown measures have been relaxed, the site has progressively restarted operations in phased manner, taking into consideration necessary revisions to its operational arrangements to ensure the risk of COVID-19 transmission remains as low as reasonably practicable.

The site's extant emergency arrangements have remained in force and capability to deliver those arrangements, if required, has been maintained throughout this period.

### 4 REGULATORY ACTIVITY

ONR may issue formal documents to ensure compliance with regulatory requirements. Under nuclear site licence conditions, ONR issues regulatory documents, which either permit an activity or require some form of action to be taken; these are usually collectively termed 'Licence Instruments' (LIs). In addition, inspectors may take a range of enforcement actions, include issuing enforcement notices.

No enforcement notices or letters have been issued during the period.

In September, ONR judged that LLWR has now successfully completed all of the actions to address the shortfalls identified in the Enforcement Letter issued in January 2019 associated with the consignment of Novapak Type B packages without a valid Certificate of Approval.

Reports detailing regulatory decisions can be found on the ONR website at <http://www.onr.org.uk/pars/>.

### 5 NEWS FROM ONR

For the latest news and updates from ONR visit the website and sign up for our [ebulletin](#).

#### **Covid-19 (Coronavirus) (ONR position)**

ONR is continuing to obtain assurance that nuclear site licensees and other duty-holders are adequately resourced to continue to safely and securely carry out their activities.

We remain satisfied with industry's response at this time and there has been no significant change to duty-holders' safety and security resilience.

As COVID-19 restrictions change, our focus is on the preparedness for the weeks and months ahead and maintaining safe and secure operations in the face of any further escalation in COVID-19 transmission.

ONR staff continue to work at home, primarily. We are increasing our on-site regulatory work in accordance with public health advice. We'll also continue to inspect, assess and permission remotely where necessary to protect staff, workers on site, and the public around sites.

## Enforcement Action

ONR served an Improvement Notice on EDF Energy Nuclear Generation Ltd (EDF Energy) for contravention of the Pressure Systems Safety Regulations (2000) at Heysham 1 Power Station. The notice was served after shortfalls were discovered in the examination and inspection of the Reactor 1 pressure vessel at the Lancashire plant. EDF Energy must comply with the Improvement Notice and complete the eleven overdue examinations by 18 December 2020.

ONR has granted an extension to an Enforcement Notice served on Urenco UK Ltd, recognising the good progress made so far. The notice was issued in late December 2019, following a fire safety inspection at the Capenhurst Works in Cheshire, which revealed shortfalls in the fire alarm and detection systems at one of the site's facilities. Urenco UK Ltd must comply with the requirements of the extended notice by 30 September 2020

In July we publicised the serving of an [Improvement Notice on Rolls-Royce Submarines Ltd \(RRSL\)](#) for procedural safety breaches at its Derby site. The notice was served after shortfalls were identified against the safety case requirements at a nuclear fuel production facility on the site.

In September we announced that an [Improvement Notice had been served on EDF Energy Nuclear Generation Ltd \(EDF NGL\)](#) for shortfalls in safety procedures at its Heysham 2 Power Station in Lancashire. The notice was served after some of the equipment which is used to measure reactor power was incorrectly configured during the reactor's restart process following a planned outage in April 2020.

In September we announced that an [Improvement Notice had also been served on Devonport Royal Dockyard Ltd](#) for shortfalls in maintenance procedures at its Plymouth site. The notice was served after Devonport Royal Dockyard failed to carry out scheduled maintenance tests on an effluent extraction system which is used to support maintenance and repair activities within the licensed site.

In September we publicised our intention [to prosecute AWE plc under Section 3 of the Health and Safety at Work etc. Act \(1974\)](#). The charge relates to an incident on 20 June, 2019, at the AWE Aldermaston site which resulted in a contractor narrowly avoiding injury when a flash over of electricity occurred from a 415V electrical source. The incident was a conventional health and safety matter and took place in a 'non-nuclear' building, so there was no radiological risk to workers or the public.

## Regulatory updates

ONR received an application for a nuclear site licence from NNB Generation Company (SZC) Limited, to construct and operate two EPR TM reactors, at its proposed development in Sizewell, Suffolk. We will now assess the application, partly informed by our previous assessment of the EPRTM at Hinkley Point C – including using the relevant lessons from that assessment, while focusing on aspects specifically relevant to Sizewell C.

Whilst we are satisfied that the application is sufficiently complete to proceed to assessment stage, there is still a lot of work to do – and we do not expect to reach a decision, until at least the end of 2021

In July the Government published its response to the International Atomic Energy Agency’s final report on the [Integrated Regulatory Review Service \(IRRS\) mission to the UK](#). The IRRS mission took place between 14 – 25 October 2019 was hosted by ONR, and saw a team of 18 independent experts from across the globe scrutinising the regulation of nuclear and radiological safety.

In August we provided EDF NGL with permission for [Reactor 3 at its Hunterston B site to return to service](#) for a limited period of operation (16.425 Terawatt days, approximately six months’ operation). In September we also gave [permission for Reactor 4 at the same site](#) to return to service for a limited period of operation (16.25 terawatt days, which is approximately six months operation). The decision to permission the restart of these reactors was given after extensive and detailed assessments of the respective safety cases by specialist ONR inspectors.

## Corporate Updates

In July we published our new [2020-25 Strategy](#), which sets out our direction and priorities for the next five years. It builds on our strengths and continues to focus on protecting society, and addressing the changing demands we will face as the UK’s nuclear regulator.

In late September we published our [Annual Report and Accounts](#) highlighting our performance and key achievements for 2019/20.

The report notes that we continued to deliver our mission of protecting society by securing safe nuclear operations and that the majority of duty-holders have continued to meet the high standards of safety and security required. Where duty-holders have fallen short of such standards, we are satisfied that their facilities remain safe and that our regulatory focus has had a positive impact on their performance.

During the year, we completed more than 800 compliance inspections across 36 licensed sites during 2019/20, granting permission for 30 nuclear-related activities, serving three improvement notices and instigating one prosecution.

ONR Chair Mark McAllister said: “I am pleased to report that we have again delivered our mission and achieved our 2020 vision. As we look ahead, I have every confidence in our senior leadership team to see through the strategic improvement projects already underway that will enhance the organisation’s information and knowledge management system, and successfully deliver the aspirations of our new strategy.”

In September we announced that [Jean Llewellyn OBE](#) had been appointed to the ONR Board as the new Security Non-Executive member. Jean will take up her appointment on 1 October 2020 for a three year term and will Chair ONR’s Security Committee.

## 6 CONTACTS

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