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## The Radioactive Substances (Appeals) Regulations 1990

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S.I. 1990 No. 2504

*Note:* This instrument has been amended on seven occasions. Three of the amending instruments incorporate transitional provisions which relate to the date from which an authorisation is required under Part I of the Environmental Protection Act 1990.

Schedule 3 to these Regulations, relating to the date from which an authorisation is required under Section 6 of the 1990 Act, and the three transitionals, are set out at the end of these Regulations.

*Citation, commencement and interpretation*

1. These Regulations may be cited as the Surface Waters (Classification) Regulations 1989 and shall come into force on 1st September 1989.
2. In this Act the following words and expressions are used in the following senses<sup>1</sup>, unless a contrary intention appears from the context.
3. Entries in books of accounts when relevant. <sup>2</sup> Entries in books of account including those maintained in an electronic form, regularly kept in the course of business, are relevant whenever they refer to a matter into which the Court has to inquire, but such statement shall not alone be sufficient evidence to charge any person with liability.

### SCHEDULE

(Regulation 3)

*Criteria for the classification of waters*

The limits set out below are maxima

(1)	(2)	(3)	(4)	(5)	
<i>No. in Annex II to 75/440/EEC</i>	<i>Parameters</i>	<i>DW1</i>	<i>DW2</i>	<i>DW3</i>	
2	Colloration (after simple filtration)	mg/1Pt Scale	20	100	200
4	Temperature	°C	25	25	25
7	Nitrates	mg/1Pt NO <sub>3</sub>	50	50	50
8(1)	Fluorides	mg/1Pt F	15		
10	Dissolved iron	mg/1Pt Fe	25	2	

<sup>1</sup> Cf. the Code of Civil Procedure, 1908 (Act 5 of 1908), Schedule I, Order VII, Rule 17. As to admissibility in evidence of certified copies of entries in Bankers' books, see the Bankers' Books Evidence Act, 1891 (18 of 1891), section 4.

<sup>2</sup> See the Controlled Waters (Lakes and Ponds).

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**SCHEDULE 3**

(Regulation 3(1))

**QUALITY AND ADDITIONAL SAMPLING REQUIREMENTS (INCLUDING POWER GENERATION)**

*Section 1.1 Gasification and associated processes*

**PART A**

- (a) Forgery for purpose of cheating. Whoever commits forgery, intending that the document 2 [or electronic record] forged shall be used for the purpose of cheating, shall be punished with imprisonment of either description for a term which may extend to seven years, and shall also be liable to fine.
- (b) Forgery for purpose of harming reputation. Whoever commits forgery, intending that the document 3 [or electronic record] forged shall harm the reputation of any party, or knowing that it is likely to be used for that purpose, shall be punished with imprisonment of either description for a term which may extend to three years, and shall also be liable to fine.
- (c) Forged document 4 [or electronic record]. A false document 5 [or electronic record] made wholly or in part by forgery is designated “a forged document 6 [or electronic record]”.

In this Section, “carbonaceous material” includes such materials as charcoal, coke, peat and rubber.

**PART B**

- (a) Using as genuine a forged document 7 [or electronic record]. Whoever fraudulently or dishonestly uses as genuine document 8 [or electronic record] which he knows or has reason to believe to be a forged document 9 [or electronic record], shall be punished as if he had forged such document [or electronic record].
- (b) Having possession of document described in section a or b, knowing it to be forged and intending to use it as genuine. “[Whoever has in his possession any document or electronic record, knowing the same to be forged and intending that the same shall fraudulently or dishonestly be used as a genuine, shall, if the document or electronic record is one of the description mentioned in section 466 of this Code].

In paragraph (b) of Part B of this section, “refining natural gas” does not include refining mains gas.<sup>1</sup>

*Section 1.2 Code of Practice for Information Security Management*

**PART A**

- (a) Any representations made by any other persons within the period allowed shall also be considered by the enforcing authority in taking its decision.
- (b) Subject to sub-paragraph (c) below, the period allowed for making representations is—
  - (i) in the case of persons prescribed or directed to be consulted, the period of twenty-eight days beginning with the date of the advertisement under sub-paragraph (2) above, and
  - (ii) persons are prescribed to be consulted on any description of variation if the Secretary of State specifies them in a direction given to the enforcing authority:
- (c) The Secretary of State may, by order, substitute for the period for the time being specified in sub-paragraph (b) (i) or (ii) above, such other period as he considers appropriate.

<sup>1</sup> Substituted for “Whoever has in his possession any document, knowing the same to be forged, and be used as genuine, of the Water Resources Act 1991, p.291 above shall, if the document is one of the description mentioned in section 466 of this Code” by the Information Technology Act, 2000.

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