

ORDINANCE OF THE GOVERNMENT OF THE RUSSIAN FEDERATION

**No.373
dated April 23, 2012**

**ON APPROVAL OF THE PROVISION
ON THE REGIME OF PERMANENT STATE SUPERVISION
AT NUCLEAR FACILITIES**

Pursuant to the federal laws “On the Use of Atomic Energy” and “On Protection of Rights of Legal Entities and Individual Entrepreneurs in the Process of State Control (Supervision) and Municipal Control”, the Government of the Russian Federation Ordinances:

1. Approve the “Provision on the Regime of Permanent State Supervision at Nuclear Facilities”.

2. Establish that implementation of power and authorities stipulated by the “Provision on the Regime of Permanent State Supervision at Nuclear Facilities”, which is approved by this Ordinance, is to be carried out by the Federal Environmental, Industrial and Nuclear Supervision Service within the stipulated by the Government of the Russian Federation frames with regard to the maximum number of its employees in the Headquarters and territorial bodies, as well as to the budgetary provisions envisaged for the Service in the Federal Budget to provide management and control in regard to the statutory functions.

The Chairman of the Government
of the Russian Federation
V.PUTIN

Approved by
the Ordinance of the Government
of the Russian Federation
No.373 dd. April 23, 2012

**PROVISION
ON THE REGIME OF PERMANENT STATE SUPERVISION
AT NUCLEAR FACILITIES**

1. This Provision stipulates the procedure for permanent state supervision (including inspections and particular control measures) at nuclear facilities that were included into the list of nuclear facilities to be approved by the Government of the Russian Federation to become subject to the regime of permanent state supervision (hereinafter to be referred to as high-threat facilities and supervision, respectively).

2. The regime of supervision at high-threat facilities is to be ensured by the Federal Environmental, Industrial and Nuclear Supervision Service when performing federal state supervision in the field of use of atomic energy.

3. The regime of supervision envisages permanent presence of authorized officials of the Federal Environmental, Industrial and Nuclear Supervision Service (hereinafter to be referred to as the authorized officials) at high-threat facilities and execution of measures by the authorized officials to control the safe state of the high-threat facilities.

The lists of the authorized officials are to be approved by leadership of the appropriate

territorial bodies of the Federal Environmental, Industrial and Nuclear Supervision Service and to be sent to the leadership of organizations (affiliates) that operate the high-threat facilities in accordance with the established procedure.

4. The leadership of organizations (affiliates) that operate the high-threat facilities are obliged to provide to the authorized officials the unimpeded access to the high-threat facilities, documents and safety surveillance means at the high-threat facilities in response to submission of a service certificate by an authorized official.

5. Inspections and specific control measures are to be carried out to verify that the leadership and other authorized authorities of organizations (affiliates) which operate the high-threat facilities observe the legislative requirements of the Russian Federation in the field of use of atomic energy, which are aimed to ensure safety and compliance of the high-threat facilities, as well as components and systems thereof to the above-mentioned requirements.

6. Under supervision the monitoring for adherence to (fulfillment of) the following items is to be carried out:

a) the requirements of the federal regulations and rules in the field of use of atomic energy, regulations and operating instructions of the high-threat facilities,

b) the requirements to physical protection, control and accounting of nuclear materials,

c) the procedure for investigation of causes of disturbances in operation of the high-threat facilities, including the full-scale implementation of measures aimed to eliminate the causes of such disturbances,

d) the procedure for recording (accounting) of safety important components and systems, taking account of lifetime of the aforesaid components and systems, timely replacement thereof or extension of their lifetime provided that the appropriate substantiation is available,

e) the procedure for preparation and conduct of nuclear- and (or) radiation-hazardous works at the high-threat facilities,

f) the prescriptions issued in view of the results of inspections and specific control measures under supervision,

g) the procedures for preparation of employees of the high-threat facilities to obtain permits for implementation of works in the field of use of atomic energy,

h) the conditions of permits for implementation of works in the field of use of atomic energy that are issued to the employees of the high-threat facilities, as well as permits (licenses) for implementation of different types of activities in the field of use of atomic energy that are issued to organizations,

i) the procedures for ensuring preparedness of the employees of the high-threat facilities to response actions in case of accidents and to post-accident rectification of consequences.

7. The authorized officials under supervision have a right to conduct control measures (such as examination of buildings, premises, constructions, technical means, equipment, materials, and conduct of researches, tests, reviews, investigations and etc., as well as other measures) including as follows:

a) visual inspections of safety important components and systems of the high-threat facilities, inspection of records and acts related to performance of works on the components and systems,

b) inspections of documentation related to design and engineering, process, operation, maintenance, as well as familiarization with orders, ordinances, directives in order to carry out the analysis of operation and maintenance of the equipment of the high-threat facilities to ensure safety thereof,

c) surveillance over the work (participation in the work) of committees involved in investigation of disturbances in operation of the high-threat facilities,

d) inspection for observance of the requirements of regulatory and technical as well as administrative documentation in the course of nuclear-hazardous and (or) radiation-hazardous works, works on safety important components and systems of the high-threat facilities,

familiarization with the acts, protocols, conclusions and other documents that contain information on the results of such works,

e) surveillance over conducting of exercises at the high-threat facilities (including those that involve guard forces),

f) inspection for execution of prescriptions, issued by the Federal Environmental, Industrial and Nuclear Supervision Service,

g) inspection for accuracy and safety at physical inventory accounting of nuclear materials, radioactive substances and radioactive wastes, including dispatch and receiving thereof,

h) participation in the meetings on safety assurance at the high-threat facilities.

8. Supervision is to be carried out in compliance with the work schedules of the structural subdivisions of the territorial bodies subordinated to the Federal Environmental, Industrial and Nuclear Supervision Service that are approved by the Service in accordance with the established procedure.

9. Inspections and specific control measures are to be planned proceeding from the time schedule for performance of nuclear-hazardous and (or) radiation-hazardous works at the high-threat facilities, industrial processes, disturbances in operation that occurred at the high-threat facilities, as well as guided by the necessity to provide control over safety of the high-threat facilities, and safety important components and systems thereof.

10. Extracts from the work schedules of the structural subdivisions of the territorial bodies subordinated to the Federal Environmental, Industrial and Nuclear Supervision Service in the part that deals with implementation of control measures are to be forwarded by the authorized officials to the leadership of organizations (affiliates) that operate the high-threat facilities for information.

11. Information on the fulfilled inspections and specific control measures in the course of supervision carried out by the authorized officials is to be recorded to the Logbook of Permanent State Supervision, the report form and the procedure of log keeping of which is to be established by the Federal Environmental, Industrial and Nuclear Supervision Service.

12. In case the Russian Federation legislative requirements aimed at safety assurance in the field of use of atomic energy were detected as violated by an organization (affiliate) and (or) its officers in the course of inspections and specific control measures, the authorized officials shall take measures to suppress such violations in accordance with the legislation of the Russian Federation. Herewith, an appropriate record is to be made to the Logbook of Permanent State Supervision, and an extract from the aforesaid logbook is to be forwarded by the authorized officials to the leadership of the organization (affiliate) that operates the high-threat facility for information.
