

# **REGULATION OF THE PRESIDENT OF THE COUNCIL OF MINISTERS**

of 17 December 2001

## **on the composition, scope and mode of operations of the Council for Atomic Affairs**

(Journal of Laws of 28 December 2001)

Pursuant to art. 112 paragraphe 3 of the Atomic Energy Law of 29 November 2000 (Journal of Laws of 2001, no. 3, item 18, no. 100, item 1085), the following is ordained:

### **Chapter 1**

#### **Composition of the Council for Atomic Affairs**

**§ 1.** 1. The Council for Atomic Affairs, hereinafter referred to as the Council, shall comprise: Chairman, up to three Vice Chairmen, Secretary and the remaining members of the Council. The number of Council members shall not exceed 42 persons.

2. The Council is appointed for a term of four years.

**§ 2.** Renowned scientists and practitioners in the field of atomic energy shall be appointed members of the Council, including members of the central administration upon the request of the competent minister, in particular in the field of the economy, environmental protection and health,.

**§ 3.** 1. Council members, including Vice Chairmen and the Secretary, shall be appointed and dismissed by the President of the National Atomic Energy Agency, hereinafter referred to as the Agency President, who shall act in agreement with the Council Chairman.

2. The Council Chairman's request to dismiss a Council member or revoke his/her function in the Council requires the approval of the Council.

3. The Agency President, acting in agreement with the Council Chairman, may supplement or extend Council membership during its term by appointing new members for the period until the expiry of the Council's term.

**§ 4.** 1. The Agency President shall submit a request for the appointment of a new Council Chairman at least a month prior to the expiry of the term of the outgoing Council.

2. Vice Chairmen, the Secretary and members of the new Council shall be appointed within a month from the appointment of the Council Chairman.

### **Chapter 2**

#### **Scope of Council Operations**

**§ 5.** The Council expresses opinions and advises the Agency President in matters relating to his scope of authority. In particular, the Council initiates and expresses opinions on the actions concerning:

- 1) radiation protection and nuclear safety in Poland,
- 2) social education policy with regard to the application of nuclear technology and nuclear power engineering,
- 3) promotion of basic and applied research in sciences related to the scope of operations of the Agency President,
- 4) co-operation with foreign authorities in relation to the areas as per points 1-3 above,
- 5) popularisation of atomic energy initiatives.

**§ 6.** 1. The Council undertakes activities on its own initiative or the initiative of Agency President.

2. The Council performs activities by way of resolutions, opinions or expert opinions.

## **Chapter 3**

### **Mode of Council Operations**

**§ 7.** 1. The Council conducts activity during plenary sessions and through the involvement of its bodies.

2. The Council bodies are:

- 1) Chairman,
- 2) Administrative Committee.

**§ 8.** The Council Chairman:

- 1) manages the operations of the Council and the Administrative Committee and presides over their meetings,
- 2) represents the Council and the Administrative Committee before third parties,
- 3) undertakes measures defined by way of resolutions.

**§ 9.** 1. The Administrative Committee comprises the Chairman, Vice Chairmen and the Secretary.

2. The Administrative Committee:

- 1) performs the Council's operations in between plenary sessions,
- 2) develops and proposes Council operating plans during Council plenary sessions,
- 3) develops annual reports on Council activity,
- 4) delegates tasks to respective committees and co-ordinates their activity,
- 5) evaluates committee reports and presents the resulting conclusions during Council plenary sessions.

3. Administrative Committee meetings are called by the Chairman as required, at least once every quarter.

**§ 10.** 1. Council plenary sessions are called by the Chairman on his own initiative, at least twice per year, as well as upon the request of at least 1/3 of Council members or the Agency President not later than 14 days from the date of the applicable request.

2. Council meetings may be attended by:

1) Agency President, Agency Vice Chairmen and persons authorised by the Agency President,

2) persons who are not Council members, invited to the session by the Council Chairman.

3. During a plenary session, the Council appoints permanent committees to deal with respective issues related to Council operations, and defines their scope of activity.

4. The Council or the Administrative Committee may appoint temporary committees to solicit opinions regarding issues which relate to the scope of activity of more than one standing committee.

5. Persons who are not Council members may also participate in committee operations.

6. The committee shall develop and express opinions on matters considered by the Council and issues which relate to the committee's scope of activity.

**§ 11.** 1. In the absence of the Council Chairman, he shall be substituted by an authorised Vice Chairman.

2. The detailed responsibilities of the Vice Chairman and the Secretary are set by the Chairman.

**§ 12.** 1. The validity of a Council resolution requires the presence of the Council Chairman or one Vice Chairmen and at least half of the total number of Council members during a plenary session.

2. Council resolutions are passed with an ordinary majority of votes.

3. Council members who oppose the content of a resolution may submit written justification of their opposition which shall constitute an appendix to the resolution.

4. Council members who are the object of a passed resolution shall not participate in the vote concerning its passage, but shall be taken into account during the definition of the quorum.

5. Only Council members shall be entitled to participate in the vote.

**§ 13.** 1. Resolutions shall be passed in an open vote, with a reservation for the provisions of section 2.

2. A secret ballot shall be held:

- 1) during the passage of resolutions concerning personal matters,
- 2) if so decreed by the Council.

**§ 14.** 1. The Chairman shall present Council resolutions to the Agency President.

2. The Agency Chairman shall advise the Council Chairman of the mode of implementing Council resolutions.

**§ 15.** The Council Chairman shall present annual reports on Council operations to the President of the Council of Ministers through the Agency President.

## **Chapter 4**

### **Final Provisions**

**§ 16.** The Regulation of the President of the Council of Ministers of 8 February 1993 on the articles of association of the Council for Atomic Affairs (Journal of Laws no. 12, item 55) hereby expires.

**§ 17.** This regulation shall become effective 14 days from publication.