



# Building (Scotland) Act 2003

## 2003 asp 8

### BUILDING (SCOTLAND) ACT 2003

#### **PART 1**

##### BUILDING REGULATIONS

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- 3 Relaxation of building regulations

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- 4 Guidance documents for purposes of building regulations
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- 6 Building standards assessments

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- 7 Verifiers and certifiers

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- 8 Building warrants
- 9 Building warrants: grant and amendment
- 10 Building warrants: extension, alteration and conversion
- 11 Building warrants: certification of design

*Status: This is the original version (as it was originally enacted).*

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- 12 Building warrants: reference to Ministers
- 13 Building warrants: further provisions
- 14 Building warrants: limited life buildings
- 15 Building warrants: late applications
- 16 Applications and grants: offences

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- 35 Scheduled monuments, listed buildings etc.

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- 52 Inquiries

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#### SCHEDULE 1 — Building regulations

- 1 This schedule is without prejudice to the generality of section...
- 2 Building regulations may be framed to any extent by reference...
- 3 Building regulations may make special provision for buildings intended to...
- 4 Building regulations may exempt such description of—
- 5 (1) Building regulations may, for any of the purposes specified...

#### SCHEDULE 2 — Verifiers and certifiers

- 1 A verifier or certifier is appointed under section 7(1) for...
- 2 An appointment may be made subject to such limitations as...
- 3 Despite paragraph 1, an appointment may be varied or terminated...
- 4 A person who is a certifier by virtue of membership...
- 5 When the appointment of a verifier (the “former verifier”) terminates,...
- 6 A verifier is not entitled to exercise any functions as...
- 7 An approved certifier of design is not entitled to issue...
- 8 An approved certifier of construction is not entitled to issue...
- 9 A verifier is not entitled to exercise any function as...
- 10 Such a direction may be given to a particular verifier...
- 11 For the purposes of paragraph 9, a verifier has an...
- 12 Such regulations may specify different such interests in relation to...

#### SCHEDULE 3 — Procedure regulations: particular matters

- 1 The submission to a verifier along with any application for...
- 2 The submission to a verifier along with a completion certificate...
- 3 Consultation by verifiers.
- 4 The statement by local authorities and verifiers of reasons for...
- 5 The maintenance by local authorities and verifiers of records of—...
- 6 The duration of the validity of building warrants.
- 7 The notification to local authorities and verifiers of the dates...
- 8 The maintenance by certifiers of records of certificates issued by...

#### SCHEDULE 4 — Powers of entry, inspection and testing: further provision

- 1 Time and notice of entry
- 2 Warrant to exercise power
- 3 Evidence of authority
- 4 Supplementary powers
- 5 Duty to secure premises
- 6 Commercially confidential information

#### SCHEDULE 5 — Evacuation of buildings

- 1 This schedule applies for the purpose of securing the removal...
- 2 The local authority may apply to the sheriff—
- 3 Such an application must be accompanied by a certificate signed...
- 4 On such an application, the sheriff may require—
- 5 Except in a case where removal was required under section...
- 6 On an application in a case where removal was required...
- 7 The decision of the sheriff on the application is final...

- 8 In proceedings under this schedule a certificate—
- 9 If a person removing from a building in compliance with...
- 10 But the tenant is not liable for rent in respect...
- 11 If the tenant resumes lawful occupation, the same terms and...
- 12 In paragraphs 10 and 11, “lawful” occupation means occupation which...

#### SCHEDULE 6 — Modification of enactments

- 1 Building (Scotland) Act 1959 (c. 24)
- 2 Sewerage (Scotland) Act 1968 (c. 47)
- 3 Mines and Quarries (Tips) Act 1969 (c. 10)
- 4 Building (Scotland) Act 1970 (c. 38)
- 5 Chronically Sick and Disabled Persons Act 1970 (c. 44)
- 6 Fire Precautions Act 1971 (c. 40)
- 7 Land Compensation (Scotland) Act 1973 (c. 56)
- 8 Local Government (Scotland) Act 1973 (c. 65)
- 9 Health and Safety at Work etc. Act 1974 (c. 37)
- 10 Control of Pollution Act 1974 (c. 40)
- 11 Safety of Sports Grounds Act 1975 (c. 52)
- 12 Licensing (Scotland) Act 1976 (c. 66)
- 13 Ancient Monuments and Archaeological Areas Act 1979 (c. 46)
- 14 Civic Government (Scotland) Act 1982 (c. 45)
- 15 Roads (Scotland) Act 1984 (c. 54)
- 16 Housing (Scotland) Act 1986 (c. 65)
- 17 Housing (Scotland) Act 1987 (c. 26)
- 18 Fire Safety and Safety of Places of Sport Act 1987 (c. 27)
- 19 Local Government Act 1988 (c. 9)
- 20 Clean Air Act 1993 (c. 11)
- 21 Local Government etc.(Scotland) Act 1994 (c. 39)
- 22 Criminal Procedure (Scotland) Act 1995 (c. 46)
- 23 Planning (Consequential Provisions) (Scotland) Act 1997 (c. 11)
- 24 The Scotland Act 1998 (Consequential Modifications) (No.2) Order 1999 (S.I. 1999/1820)
- 25 Local Government in Scotland Act 2003 (asp 1)