



# Building Safety Act 2022

## 2022 CHAPTER 30

### PART 2

#### THE REGULATOR AND ITS FUNCTIONS

##### *Reviews and appeals*

#### **26 Right of appeal: requirement for review before appeal**

- (1) This section applies to a right of appeal against a decision of a kind prescribed under [subsection \(1\)](#) of section 25.
- (2) The right of appeal may be exercised only if the decision has been reviewed under that section.
- (3) If on the conclusion of the review the decision is varied, the right of appeal is in respect of the decision as varied (and not the original decision).
- (4) For the purpose of any time limit as regards the exercise of the right of appeal—
  - (a) the decision is treated as made on the day on which the review concludes, and
  - (b) a person is treated as notified of the decision on the day on which they are notified of the outcome of the review.

#### **Commencement Information**

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|-----------|---|
| <b>I1</b> | S. 26 in force at Royal Assent for specified purposes, see <a href="#">s. 170(2)(a)</a>                   |
| <b>I2</b> | S. 26 in force at 1.10.2023 in so far as not already in force by <a href="#">S.I. 2023/993, reg. 2(e)</a> |

**Changes to legislation:**

Building Safety Act 2022, Section 26 is up to date with all changes known to be in force on or before 15 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 120(4A) inserted by [2024 c. 22 s. 114\(3\)](#)
- s. 123(2)(a)(b) and words substituted for words by [2024 c. 22 s. 115\(2\)](#)
- s. 123(8)(9) inserted by [2024 c. 22 s. 115\(4\)](#)
- s. 124(2A)(2B) inserted by [2024 c. 22 s. 116\(3\)](#)
- s. 124(4)(aa) inserted by [2024 c. 22 s. 116\(5\)\(b\)](#)
- s. 125A and cross-heading inserted by [2024 c. 22 s. 119](#)
- Sch. 3 para. 3(5)(e) and word inserted by [2024 c. 22 Sch. 13 para. 7\(b\)](#)
- Sch. 8 para. 9(1A) inserted by [2024 c. 22 s. 117\(2\)](#)
- Sch. 8 para. 9(3)(4) inserted by [2024 c. 22 s. 117\(3\)](#)