

STATUTORY INSTRUMENTS

2010 No. 2215

The Building (Approved Inspectors etc.) Regulations 2010

[^{F1}]^{F2}PART 3A

Transfer of projects to another approver

[^{F1}]^{F2}Cases where a further initial notice may be given after cancellation of an initial notice under section 53D

19F.—(1) For the purposes of section 53D(5) of the Act, the following circumstances are prescribed—

- (a) the business of the approver to which the initial notice relates has ceased for any reason, including in the case of insolvency;
 - (b) the person carrying out or intending to carry out the work has cancelled the initial notice under section 53D(3) of the Act because they were satisfied the approver was unable to carry out (or continue to carry out) their functions with respect to any of the work to which the initial notice relates;
 - (c) the approver is given a specified disciplinary order during the relevant period (as defined in section 53B(7) of the Act).
- (2) In this regulation a “specified disciplinary order” means—
- (a) any disciplinary order under section 58U(2)(b) of the Act (variation of registration) such that the approver is no longer able to carry out their functions with respect to any of the work to which the initial notice relates;
 - (b) any disciplinary order under section 58U(2)(c) of the Act (suspension of registration) excluding any suspension which is as a consequence of functions in relation to the unfinished work or work for the person carrying out the work;
 - (c) an order under section 58V of the Act (interim suspension for suspected serious contravention) excluding any interim suspension which is as a consequence of functions in relation to the unfinished work or work for the person carrying out the work;
 - (d) any disciplinary order under section 58U(2)(d) of the Act (cancellation of registration) excluding any cancellation which is as a consequence of functions in relation to the unfinished work or work for the person carrying out the work.]]

Textual Amendments

- F1** Regulations revoked (E.) (6.4.2024) by [The Building \(Registered Building Control Approvers etc.\) \(England\) Regulations 2024 \(S.I. 2024/110\)](#), regs. 1(3), **43(a)(i)** (with regs. 44-47)
- F2** Pt. 3A inserted (6.4.2024) by [The Building \(Approved Inspectors etc.\) \(Amendment\) \(Wales\) Regulations 2024 \(S.I. 2024/244\)](#), regs. 1(1), **9**

Changes to legislation:

There are currently no known outstanding effects for the The Building (Approved Inspectors etc.) Regulations 2010, Section 19F.