
STATUTORY INSTRUMENTS

2023 No. 911

**The Building Regulations etc. (Amendment)
(England) Regulations 2023**

PART 3

Amendment of other secondary legislation

Amendments to the Building Safety (Responsible Actors Scheme and Prohibitions) Regulations 2023

21.—(1) The Building Safety (Responsible Actors Scheme and Prohibitions) Regulations 2023⁽¹⁾ are amended as follows.

(2) In regulation 34 (exception to building control prohibition: emergency repair work)—

(a) in paragraph (2)(b) for “local authority” substitute “relevant authority”;

(b) after paragraph (2) insert—

“(3) In this regulation “relevant authority” has the meaning given in regulation 2 of the Building Regulations 2010.”.

(3) In regulation 35 (exception to building control prohibition: work to occupied buildings)—

(a) in paragraph (1) after sub-paragraph (a) insert—

“(aa) giving an application for building control approval to a building control authority.”;

(b) after paragraph (2) insert—

“(2A) Where an application for building control approval has been given pursuant to paragraph (1), a building control authority is not prohibited from granting a building control approval to the applicable person.”;

(c) in paragraph (5) for “local authority” substitute “relevant authority”;

(d) in paragraph (7), in the appropriate places insert—

““building control authority” has the meaning given in regulation 2 of the Building Regulations 2010.”;

““relevant authority” has the meaning given in regulation 2 of the Building Regulations 2010.”.

(4) In regulation 36 (exception to building control prohibitions: purchasers)—

(a) in paragraph (1)(a) for “local authority” substitute “relevant authority”;

(b) after paragraph (6) insert—

“(7) In this regulation “relevant authority” has the meaning given in regulation 2 of the Building Regulations 2010.”.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(5) In regulation 37 (exception to building control prohibitions and modification of the Building Regulations 2010: regularisation)—

- (a) in paragraph (1) for “local authority” substitute “relevant authority”;
- (b) after paragraph (2) insert—

“(2A) In this regulation “relevant authority” has the meaning given in regulation 2 of the Building Regulations 2010.”.