

Status: Point in time view as at 01/04/2023. This version of this schedule contains provisions that are not valid for this point in time.

Changes to legislation: Building Safety Act 2022, Schedule 4 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. (See end of Document for details)

SCHEDULES

VALID FROM 06/04/2024

SCHEDULE 4

Section 43

TRANSFER OF APPROVED INSPECTORS' FUNCTIONS TO REGISTERED BUILDING CONTROL APPROVERS

1 The Building Act 1984 is amended as follows.

Commencement Information

I1 Sch. 4 para. 1 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

2 In section 42(1) (appeals) for “approved inspector” substitute “registered building control approver”.

Commencement Information

I2 Sch. 4 para. 2 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

3 In the heading before section 47, for “approved inspectors” substitute “registered building control approvers”.

Commencement Information

I3 Sch. 4 para. 3 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

4 (1) Section 47 (giving and acceptance of initial notice) is amended as follows.

(2) In subsection (1)—

- (a) in [paragraph \(a\)](#) for “an approved inspector” substitute “a registered building control approver”;
- (b) in the words after paragraph (d) for “approved inspector” substitute “registered building control approver”.

(3) In subsection (5)(b)—

- (a) for “approved inspector” substitute “registered building control approver”;
- (b) for “his” substitute “their”.

Commencement Information

I4 Sch. 4 para. 4 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

5 Omit section 49 (approved inspectors).

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Commencement Information

I5 Sch. 4 para. 5 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

- 6 In section 50(7) (plans certificates) for “approved inspector”, in both places it occurs, substitute “registered building control approver”.

Commencement Information

I6 Sch. 4 para. 6 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

- 7 In section 51(1) (final certificates)—
- (a) for “an approved inspector” substitute “a registered building control approver”;
 - (b) for “him” substitute “them”;
 - (c) for “he” substitute “they”;
 - (d) for “his” substitute “their”.

Commencement Information

I7 Sch. 4 para. 7 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

- 8 In section 51A(2)(a)(ii) (variation of work) for “approved inspector” substitute “registered building control approver”.

Commencement Information

I8 Sch. 4 para. 8 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

- 9 In section 51C(2)(a) (change of person carrying out work) for “approved inspector” substitute “registered building control approver”.

Commencement Information

I9 Sch. 4 para. 9 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

- 10 (1) Section 52 (cancellation of initial notice) is amended as follows.
- (2) In subsection (1)—
- (a) in [paragraph \(a\)](#)—
 - (i) for “approved inspector” substitute “registered building control approver”;
 - (ii) for “his” substitute “their”;
 - (b) in [paragraph \(b\)](#)—
 - (i) for “approved inspector” substitute “registered building control approver”;
 - (ii) for “he is” substitute “they are”;
 - (iii) for “his” substitute “their”;

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(c) in [paragraph \(c\)](#) for “approved inspector” substitute “registered building control approver”.

(3) In subsection (2)(a) for “approved inspector” substitute “registered building control approver”.

Commencement Information

I10 Sch. 4 para. 10 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

11 In section 56(5) (powers to require information) for “approved inspector” substitute “registered building control approver”.

Commencement Information

I11 Sch. 4 para. 11 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

12 In section 57 (offences), for subsection (3) substitute—

“(3) Where a registered building control approver is convicted of an offence under this section, the court by or before which they are convicted must, within one month of the date of conviction, forward a certificate of the conviction to—

- (a) the regulatory authority, or
- (b) if the regulatory authority has delegated its functions in relation to the register of building control approvers to another person under [section 58Y](#), that person.”

Commencement Information

I12 Sch. 4 para. 12 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

13 In section 58(3) (construction of [Part 2](#))—

- (a) for “an approved inspector” substitute “a registered building control approver”;
- (b) for “him” substitute “them”.

Commencement Information

I13 Sch. 4 para. 13 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

14 In section 126 (general interpretation)—

- (a) omit the definition of “approved inspector”;
- (b) at the appropriate place insert—
 - ““registered building control approver” has the meaning given by [section 58N](#).”;
 - ““registered building inspector” has the meaning given by [section 58B](#).”;
 - ““regulatory authority” has the meaning given by [section 58A](#).”.

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I14 Sch. 4 para. 14 not in force at Royal Assent, see [s. 170\(4\)\(b\)\(v\)\(c\)](#)

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