



# Building Safety Act 2022

## 2022 CHAPTER 30

### PART 2

#### THE REGULATOR AND ITS FUNCTIONS

##### *Staffing etc*

#### **13 Local authorities and fire and rescue authorities: assistance etc to regulator**

- (1) A relevant authority may at the request of the regulator do anything for the purpose of—
  - (a) facilitating the exercise by the regulator of a relevant function, or
  - (b) enabling the relevant authority to facilitate the exercise by the regulator of a relevant function.
- (2) The regulator may, for a purpose mentioned in [paragraph \(a\)](#) or [\(b\)](#) of [subsection \(1\)](#), direct a relevant authority to do anything specified in the direction.
- (3) The direction may specify the way in which, and the time by which, the thing is to be done.
- (4) A direction—
  - (a) may be given only if the regulator considers that it is expedient for the authority to do the specified thing, and
  - (b) must state how, in the regulator's opinion, the doing of the thing will facilitate the exercise of a relevant function or enable the authority to facilitate that exercise.
- (5) A direction may be given only with the consent of the Secretary of State.
- (6) Before giving a direction, the regulator must—
  - (a) make a written request under [subsection \(1\)](#) for the authority to do the thing, and

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*Status: This is the original version (as it was originally enacted).*

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- (b) have regard to any written representations made by the authority in the period specified in the request.
- (7) A request under [subsection \(6\)\(a\)](#) must—
- (a) state that the regulator may seek consent to give a direction under this section if the request is not complied with,
  - (b) state how, in the regulator’s opinion, the doing of the thing will facilitate the exercise of a relevant function or enable the authority to facilitate that exercise, and
  - (c) specify a reasonable period for the authority to make any representations as to why it should not do the thing requested.
- (8) In this section—
- “relevant authority” means a local authority or fire and rescue authority;
  - “relevant function” means—
    - (a) a function of the regulator relating to—
      - (i) the regulation of higher-risk buildings (within the meaning of the Building Act 1984 or [Part 4](#) of this Act), or
      - (ii) higher-risk building work (as defined by [section 91ZA](#) of the Building Act 1984), or
    - (b) in the case of a local authority, a function of the regulator relating to the regulation of any work for which the regulator is the building control authority by virtue of [section 91ZB](#) of the Building Act 1984.
- (9) A direction or consent under this section must be in writing.