



Building Safety Act 2022

2022 CHAPTER 30

PART 2

THE REGULATOR AND ITS FUNCTIONS

Reviews and appeals

25 Review by regulator of certain decisions made by it

- (1) This section applies in relation to a prescribed decision of the regulator.
- (2) A prescribed person may, before the end of a period prescribed for the purposes of this subsection, give a notice to the regulator requiring it to carry out a review of the decision in accordance with this section.
- (3) A notice under [subsection \(2\)](#) must—
 - (a) contain prescribed information,
 - (b) be in the prescribed form, and
 - (c) be given in the prescribed way.
- (4) The nature and extent of the review are to be such as appear to the regulator to be appropriate in the circumstances.
- (5) The review must take account of any representations made, or information given, by the person at a stage which gives the regulator a reasonable opportunity to consider the representations or information (and may take account of any other information).
- (6) On the conclusion of the review the regulator must either uphold or vary the decision.
- (7) The regulator must notify the person of the outcome of the review and its reasoning before the end of a period prescribed for the purposes of this subsection or such other period as may be agreed in writing (“the relevant period”).
- (8) Where the regulator is required to undertake a review but does not notify the person by the end of the relevant period—

Status: Point in time view as at 24/07/2024.

Changes to legislation: Building Safety Act 2022, Section 25 is up to date with all changes known to be in force on or before 27 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)

- (a) the review is treated as having concluded at the end of that period, and the regulator is treated as having upheld the decision, and
 - (b) the regulator must, as soon as reasonably practicable after the end of that period, notify the person of that fact.
- (9) The decisions that may be prescribed under [subsection \(1\)](#) are any decisions of the regulator under, or under an instrument made under, this Act or the Building Act 1984 except—
- (a) a decision made on an appeal to the regulator, or
 - (b) a decision to do any of the following—
 - (i) give a compliance notice under section 99 of this Act;
 - (ii) give a notice under section 35B, 35C or 36 of the Building Act 1984 (notices in respect of contraventions of building regulations etc);
 - (iii) make a disciplinary order under [section 58I](#) or [58U](#), or an order under [section 58J](#) or [58V](#), of that Act (misconduct of registered building inspector or building control approver);
 - (iv) give a notice under [section 58Z4](#) or [58Z5](#), or act under [section 58Z6](#) or [58Z7](#), of that Act (contravention of operational standards rules).

Commencement Information

- I1** S. 25 in force at Royal Assent for specified purposes, see [s. 170\(2\)\(a\)](#)
- I2** S. 25 in force at 6.4.2023 in so far as not already in force by [S.I. 2023/362](#), [reg. 3\(1\)\(j\)](#)

Status:

Point in time view as at 24/07/2024.

Changes to legislation:

Building Safety Act 2022, Section 25 is up to date with all changes known to be in force on or before 27 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.