
STATUTORY INSTRUMENTS

2008 No. 2363

**BUILDING AND BUILDINGS,
ENGLAND AND WALES**

**The Energy Performance of Buildings
(Certificates and Inspections) (England and
Wales) (Amendment No.2) Regulations 2008**

Made - - - - *4th September 2008*
Laid before Parliament *9th September 2008*
Coming into force - - *1st October 2008*

The Secretary of State is a Minister designated⁽¹⁾ for the purposes of section 2(2) of the European Communities Act 1972⁽²⁾ in relation to matters relating to the energy performance of buildings.

Before making these Regulations, the Secretary of State consulted the Welsh Ministers in relation to residential properties in Wales in accordance with section 250(3) of the Housing Act 2004⁽³⁾

The Secretary of State makes the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972, by sections 1(1), 35 and 47 of, and paragraphs 1, 2, 4, 4A, 7, 8 and 10 of Schedule 1 to, the Building Act 1984⁽⁴⁾, and by section 163(9) of the Housing Act 2004.

(1) [S.I. 2004/3328](#).

(2) [1972 c.68](#).

(3) [2004 c.34](#).

(4) [1984 c.55](#). Section 1(1) was amended by section 1(1) and (2) of the Sustainable and Secure Buildings Act 2004 ([c.22](#)); section 47 was amended by section 8(2) of that Act and [S.I. 1996/1905](#); paragraph 4A of Schedule 1 was inserted by section 8(1) of that Act; paragraph 7 was amended by section 3(1) and (5) of that Act (there are other amendments to that paragraph, but none is relevant to these Regulations); paragraph 8 was amended by section 3(1), (6) and (7) of that Act.