

## STATUTORY INSTRUMENTS

# 2012 No. 3119

## The Building Regulations &c. (Amendment) Regulations 2012

### PART 1

#### The Building Regulations 2010

##### Energy performance certificates

18. In regulation 29<sup>M1</sup>—

- (a) in paragraph 4(c), for “that category of building”, substitute “ the category of building to which the certificate relates ”;
- (b) at the end of paragraph (4)(c)—
  - (i) omit “and”; and
  - (ii) insert—
    - “(cc) include a recommendation report<sup>M2</sup> unless there is no reasonable potential for energy performance improvements (in terms of the applicable energy efficiency requirements);
    - (cd) be valid in accordance with paragraph (9); and”;
- (c) for paragraph (4)(d)(i), substitute—

“the reference number under which the set of data from which the certificate may be produced has been entered onto the register in accordance with regulation 30(4);”;
- (d) omit paragraph (5); and
- (e) after paragraph (7) insert—

“(8) Certification for a building which consists of a single dwelling may be based on the assessment of another representative building of similar design and size with a similar actual energy performance quality, provided such correspondence is guaranteed by the energy assessor issuing the energy performance certificate.

(9) An energy performance certificate is only valid if—

  - (a) it was entered on the register no more than 10 years before the date on which it is made available; and
  - (b) no other energy performance certificate for the building has since been entered on the register.

(10) An energy performance certificate must not contain any information or data (except for the address of the building) from which a living individual (other than the energy assessor or his employer) can be identified.”.

##### Marginal Citations

**M1** Amended by [S.I. 2012/809](#). The amendments are not relevant to these Regulations.

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**Changes to legislation:** There are currently no known outstanding effects for the The Building Regulations &c. (Amendment) Regulations 2012, Section 18. (See end of Document for details)

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**M2** “Recommendation report” is defined in regulation 29A.

**Changes to legislation:**

There are currently no known outstanding effects for the The Building Regulations &c. (Amendment) Regulations 2012, Section 18.