
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Building Regulations 2010 (“the 2010 Regulations”).

Regulation 3 inserts a definition of “excepted energy building” by reference to the meaning given in The Welsh Ministers (Transfer of Functions) (No.2) Order 2009. This is relevant to the scope of the 2010 Regulations as functions relating to such buildings in Wales were not transferred by that Order to Welsh Ministers and remain with the Secretary of State. Thus the amendments made by regulation 3 to Schedule 3 to the 2010 Regulations apply only to work carried out by the relevant Competent Persons Schemes in England and to excepted energy buildings in Wales.

Regulation 3 amends Schedule 3 by substituting one of the bodies in column 2 of paragraphs 2 to 12, 14 to 16 and 17 of Schedule 3 able to register persons for the purposes of self certification schemes, in respect of the work specified in column 1 of those paragraphs, within the limits specified.

Regulation 3 also removes one of the bodies from column 2 of paragraphs 3 to 6, 8 and 9 so that the body is no longer authorised in respect of the types of work specified in column 1 of those paragraphs within the limits specified.

As these are technical changes made to reflect legal changes and the current position on authorisation of schemes and there are no costs or net benefit to business, no impact assessment has been prepared in respect of this instrument. An Explanatory Memorandum is published alongside the instrument on www.legislation.gov.uk.