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STATUTORY INSTRUMENTS

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**2015 No. 51**

**The Construction (Design and Management) Regulations 2015**

**PART 3**

Health and safety duties and roles

**Duties of designers**

9.—(1) A designer must not commence work in relation to a project unless satisfied that the client is aware of the duties owed by the client under these Regulations.

(2) When preparing or modifying a design the designer must take into account the general principles of prevention and any pre-construction information to eliminate, so far as is reasonably practicable, foreseeable risks to the health or safety of any person—

- (a) carrying out or liable to be affected by construction work;
- (b) maintaining or cleaning a structure; or
- (c) using a structure designed as a workplace.

(3) If it is not possible to eliminate these risks, the designer must, so far as is reasonably practicable—

- (a) take steps to reduce or, if that is not possible, control the risks through the subsequent design process;
- (b) provide information about those risks to the principal designer; and
- (c) ensure appropriate information is included in the health and safety file.

(4) A designer must take all reasonable steps to provide, with the design, sufficient information about the design, construction or maintenance of the structure, to adequately assist the client, other designers and contractors to comply with their duties under these Regulations.

**Changes to legislation:**

There are currently no known outstanding effects for the The Construction (Design and Management) Regulations 2015, Section 9.