
STATUTORY INSTRUMENTS

2016 No. 284

The Energy Performance of Buildings (England and Wales) (Amendment) Regulations 2016

Amendments to regulation 2

3. In regulation 2 (interpretation)—

(a) for the definition “asset rating” substitute—

““asset rating” means an energy performance indicator determined from the amount of energy estimated to meet the different needs associated with a standardised use of a building;”;

(b) omit the definition “authorised recipient”;

(c) in the definition “bulk access data” after “regulation 27(2)” insert “, (3) or (4B)”;

(d) for the definition “display energy certificate” substitute—

““display energy certificate” means a certificate which—

(a) complies with regulation 15; or

(b) in the case of a certificate issued in respect of an excluded building under regulation 15A, complies with regulation 15A(2);”

(e) after the definition “energy from renewable sources” insert the following definition—

““energy performance” in relation to a building means the calculated or measured amount of energy needed to meet the energy demand associated with a typical use of the building, which includes, inter alia, energy used for heating, cooling, ventilation, hot water and lighting;”;

(f) in the definition “energy performance certificate”—

(i) omit “or” after paragraph (b),

(ii) after paragraph (b) insert—

“(ba) in the case of a certificate issued in respect of an excluded building under regulation 9A, complies with the requirements of regulation 9A(2) of these Regulations; or”, and

(iii) in paragraph (c) before “complies” add “in the case of a certificate entered on the register before 6th April 2016”;

(g) after the definition “energy performance certificate” insert the following definition—

““excluded building” means a building owned, occupied or used by or for the purposes of—

(a) the Security Service, the Secret Intelligence Service or the Government Communications Headquarters;

(b) any of the armed forces;

(c) the Royal Family;

(d) a prison;

- (e) a contracted out prison within the meaning of the Criminal Justice Act 1991(1);
or
- (f) a young offender institution;”;
- (h) for the definition “inspection report” substitute—
““inspection report” means a report—
 - (a) issued by an energy assessor in accordance with regulation 19(1); or
 - (b) in the case of a report issued in respect of an excluded building, issued by an energy assessor in accordance with regulation 19A(2);”;
- (i) for the definition “operational rating” substitute—
““operational rating” means an energy performance indicator determined from the amount of energy consumed during the occupation of a building over a period of time and the energy demand associated with a typical use of the building over that period;”;
- (j) in the definition “report reference number”—
 - (i) after “energy performance certificate” insert “issued by an energy assessor under regulation 9”, and
 - (ii) after “display energy certificate” insert “issued by an energy assessor under regulation 15”.