

## STATUTORY INSTRUMENTS

# 2024 No. 110

## The Building (Registered Building Control Approvers etc.) (England) Regulations 2024

### PART 5

#### Transfer of projects to another approver

#### Cases where a further initial notice may be given after cancellation of an initial notice under section 53D

27.—(1) For the purposes of section 53D(5) of the 1984 Act, the following circumstances are prescribed—

- (a) the approver has cancelled the initial notice under section 52(1)(a) of the 1984 Act;
  - (b) the person carrying out or intending to carry out the work has cancelled the initial notice under section 53D(3) of the 1984 Act because they were satisfied the approver was unable to carry out (or continue to carry out) their functions with respect to any of the work to which the initial notice relates;
  - (c) the approver is given a specified disciplinary order during the relevant period (as defined in section 53B(7) of the 1984 Act).
- (2) In this regulation a “specified disciplinary order” means—
- (a) any disciplinary order under section 58U(2)(b) of the 1984 Act (variation of registration) such that the approver is no longer able to carry out their functions with respect to any of the work to which the initial notice [<sup>F1</sup>relates];
  - (b) any disciplinary order under section 58U(2)(c) of the 1984 Act (suspension of registration) excluding any suspension which is as a consequence of functions in relation to the unfinished work or work for the person carrying out the work;
  - (c) any disciplinary order under section 58U(2)(d) of the 1984 Act (cancellation of registration) excluding any cancellation which is as a consequence of functions in relation to the unfinished work or work for the person carrying out the work;
  - (d) an order under section 58V of the 1984 Act (interim suspension for suspected serious contravention) excluding any interim suspension which is as a consequence of functions in relation to the unfinished work or work for the person carrying out the work.

#### Textual Amendments

- F1** Word in reg. 27(2)(a) substituted (30.4.2024) by [The Building \(Registered Building Control Approvers etc.\) \(England\) \(Amendment\) Regulations 2024 \(S.I. 2024/474\)](#), regs. 1(3), **2(3)**

#### Commencement Information

- I1** [Reg. 27](#) in force at 6.4.2024, see [reg. 1\(3\)](#)

**Status:**

Point in time view as at 30/04/2024.

**Changes to legislation:**

There are currently no known outstanding effects for the The Building (Registered Building Control Approvers etc.) (England) Regulations 2024, Section 27.