
STATUTORY INSTRUMENTS

2024 No. 41

The Higher-Risk Buildings (Keeping and Provision of Information etc.) (England) Regulations 2024

PART 4

Limitations in relation to the duty to provide information or documents

Exception for personal data

- 18.**—(1) Subject to paragraph (6), this regulation applies in relation to—
- (a) the duties under regulations 6 to 8 and 10 to 12, and
 - (b) an AP's duty to a resident or owner of a residential unit under section 92(2) of the 2022 Act and pursuant to regulation 14.
- (2) Paragraph (4) applies where regulation 7, 8, 10 or 14 would require an AP to share personal data with someone, other than the data subject, who is—
- (a) a resident,
 - (b) an owner of a residential unit, or
 - (c) a resident client who is not an AP for the same higher-risk building.
- (3) Paragraph (5) applies where regulation 6, 10, 11 or 12 would require an AP or PAP to share personal data with someone, other than the data subject, who is—
- (a) another AP for the same higher-risk building,
 - (b) a relevant RP,
 - (c) an AP client, or
 - (d) a fire and rescue authority.
- (4) Where this paragraph applies, the AP is not required to provide any personal data that is not permitted personal data.
- (5) Where this paragraph applies, the AP or PAP is not required to provide any personal data unless it is—
- (a) permitted personal data, or
 - (b) significant for managing building safety.
- (6) This regulation does not apply to any information or material in a document that an AP or PAP is required to give to a fire and rescue authority pursuant to regulation 12, where the information or document is—
- (a) information kept under paragraph 6 (fire safety management) of Schedule 1;
 - (b) information kept under paragraph 7 (evacuation) of Schedule 1; or
 - (c) a document kept under paragraph 22 (fire safety management) of Schedule 1.
- (7) In this regulation—

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

“permitted personal data” means any personal data that a PAP must display in accordance with section 82(1) of the 2022 Act;

“significant for managing building safety” means any information or material within a document that is necessary to enable the AP, PAP, relevant RP, AP client or fire and rescue authority to identify, assess or manage a building safety risk in the higher-risk building or to understand how this is being done by another who has responsibilities in relation to fire or structural safety for that higher-risk building.