

1979 No. 79

BUILDING REGULATIONS**Building (Amendment) Regulations (Northern Ireland) 1979**

Made 13th March 1979

Coming into operation 1st May 1979

The Department of Finance(a) in exercise of its powers under Articles 3 and 5 of the Building Regulations (Northern Ireland) Order 1972(b) and of all other powers enabling it in that behalf and after consultation with the Building Regulations Advisory Committee and such other bodies as appear to it to be representative of the interests concerned hereby makes the following regulations:

Title and Commencement

1. These regulations may be cited as the Building (Amendment) Regulations (Northern Ireland) 1979 and shall come into operation on 1st May 1979.

Interpretation

2. In these regulations "the principal regulations" means the Building Regulations (Northern Ireland) 1977(c) and any reference to a Part, regulation or schedule shall be construed as a reference to a Part or regulation of or schedule to the principal regulations.

Transitional Provisions

3. These regulations shall not apply to any work which was—

(a) completed before the date of the coming into operation of these regulations; or

(b) completed after that date in accordance with plans deposited with the district council before that date, with or without any departure or deviation from those plans; and

for the purpose of this regulation "work" means the erection of a building, the alteration or extension of a building, the execution of works, the installation of a fitting or the making of a material change of use.

Amendments of the Principal Regulations

4. In regulation A2 (Interpretation)—

(a) in paragraph (1) there shall be substituted for the definition of "under former control" the following definition:—

"(a) used in relation to any building, refers to a building the erection of which was—

(i) completed before 1st October 1973; or

(ii) completed on or after 1st October 1973 in accordance with plans deposited with the local authority before that date with or without any departures or deviations from those plans, or

(a) Formerly Ministry: see 1973 c. 36 Sch. 5 para. 8(i)

(b) S.I. 1972/1996 (N.I. 19)

(c) S.R. 1977 No. 149 (I, p. 496)

- (iii) begun before but completed on or after 1st October 1973 (being a building the erection of which was exempt from compliance with the provisions of all relevant bye-laws in force immediately before that date); and
- (b) used in relation to any alteration or extension of a building or the execution of any works or installation of any fittings refers to any such alteration or extension, execution or installation which was—
 - (i) completed before 1st October 1973; or
 - (ii) completed on or after 1st October 1973 in accordance with plans deposited with the local authority before that date, with or without any departures or deviations from those plans; or
 - (iii) begun before but completed on or after 1st October 1973 (being an alteration or extension, execution of works or installation of fittings which was exempt from compliance with the provisions of all relevant bye-laws in force immediately before that date).”; and
- (b) in paragraph (7) there shall be substituted for the date “30th November 1975” in sub-paragraph (a) the date “30th April 1978”.

5. In the Table to regulation B3 (Unsuitable materials) there shall be substituted for the reference “CP 221: 1960” in item 11, the reference “BS 5262: 1976”.

6. In paragraph (7) of regulation E9 (Compartment walls and compartment floors) there shall be substituted for the word “sub-paragraph” the word “paragraph”.

7. In paragraph (1)(e)(ii) of regulation E15 (Restriction of spread of flame over surfaces of walls and ceilings) there shall be substituted for the reference “sub-index (i)”, the reference “sub-index (i₁)”.

8. In regulation H2 (General requirements for stairways, ramps and stepped ramps)—

- (a) in paragraph (2)(e)—
 - (i) there shall be omitted the words “(except a wicket gate)”; and
 - (ii) there shall be inserted at the end the words “provided that nothing in this paragraph shall prohibit the placing of a wicket gate in a dwelling at the top or bottom of any flight or ramp between the flight or ramp and any associated landing.”;
- (b) in paragraph (3)(a)(i) there shall be inserted after the word “inwards” the words “or slides”; and
- (c) there shall be substituted for sub-paragraph (c) of paragraph (3) the following sub-paragraph:—
 - “(c) a door, shutter or threshold may be placed in line with—
 - (i) a step at the entrance to a building; or
 - (ii) a single step between any enclosed porch, outhouse or conservatory and the remainder of a house; or
 - (iii) a single step which provides access to a shop window or small room; or
 - (iv) a single step provided for the purposes of regulation E18(6)(c).”.

9. In paragraph (1) of regulation L1 (Application and interpretation of Part L)—

- (a) in the definition of "Class I appliance" there shall be substituted for the figure "45" in alternative (a) the figure "44";
- (b) in the definition of "Class II appliance" there shall be substituted for the figure "45" in alternative (a) the figure "60"; and
- (c) in the definition of "high-rating appliance"—
 - (i) there shall be substituted for the figure "45" in alternative (a) the figure "44"; and
 - (ii) there shall be substituted for the figure "45" in alternative (b) the figure "60".

10. In regulation M8 (Class II appliances)—

- (a) there shall be substituted for proviso (ii) to paragraph (3)(b) the following proviso:—

"(ii) satisfies the appropriate test requirements prescribed in

BS 1250 : Part 1 : 1966 Clause 14
 BS 5258 : Part 1 : 1975, BS 5258 : Part 2 : 1975,
 BS 5258 : Part 3 : 1975, BS 5258 : Part 4 : 1975,
 BS 5258 : Part 5 : 1975, BS 5258 : Part 7 : 1975,
 BS 5314 : Part 1 : 1976, BS 5314 : Part 2 : 1976,
 BS 5314 : Part 3 : 1976, BS 5314 : Part 4 : 1976,
 BS 5314 : Part 5 : 1976, BS 5314 : Part 6 : 1976, or
 BS 5386 : Part 1 : 1976 whichever is relevant"; and

- (b) there shall be substituted for the proviso to paragraph (4) the following proviso:—

"Provided that this paragraph shall not apply if the appliance satisfies the appropriate test requirements prescribed in whichever of the publications specified in proviso (ii) to paragraph (3)(b) is relevant."

11. In Schedule 6 (Notional periods of fire resistance)—

- (a) in section C1 of Part 1 the item (c) shall be omitted;
- (b) in item (d) of the first part of Part IV the words "or sprayed asbestos 10 mm thick" shall be deleted;
- (c) in the second part of Part IV the items (g) and (h) shall be deleted;
- (d) in section A(A) of Part V the item (4) shall be deleted;
- (e) in section A(B) of Part V the item (7) shall be deleted;
- (f) in section B(A) of Part V the item (2) shall be deleted;
- (g) in section B(B) of Part V the item (4) shall be deleted;
- (h) in section (C) of Part VII the item (iii) shall be deleted; and
- (j) there shall be substituted for Part VIII the Part set out in Schedule 1 to these regulations.

12. In Schedule 11 (Publications to which specific reference is made in the Building Regulations (Northern Ireland) 1977)—

- (a) in Table A—

- (i) in relation to the publications specified in column (1) below there shall be added the entries set out in columns (2) and (3) below:—

Amendment Slip

<i>Publication</i>	<i>Serial Number</i>	<i>Reference Number</i>
(1)	(2)	(3)
BS 65 and 540 : Part 1 : 1971	2	AMD 2019
BS 65 and 540 : Part 1 : 1971	3	AMD 2273
Addendum No. 1 (April 1975) to BS 449 : Part 2 : 1969	2	AMD 1929
BS 476 : Part 4 : 1970	1	AMD 2483
BS 476 : Part 8 : 1972	1	AMD 1873
BS 2782 : 1970	4	AMD 2222
BS 4978 : 1973	1	AMD 1869
BS 4978 : 1973	2	AMD 2508

(ii) in columns (1) to (4) there shall be added the entries specified in columns (1) to (4) below:—

Amendment Slip

<i>Publication</i>	<i>Serial Number</i>	<i>Reference Number</i>	<i>Context</i>
(1)	(2)	(3)	(4)
BS 4 : Part 1 : 1972	1	AMD 1785	M8 (3)(b) Proviso (ii) M8 (4), Proviso
BS 5258 : Part 1 : 1975	1	—	
BS 5258 : Part 2 : 1975	—	—	
BS 5258 : Part 3 : 1975	—	—	
BS 5258 : Part 4 : 1977	—	—	
BS 5258 : Part 5 : 1975	—	—	
BS 5258 : Part 7 : 1977	—	—	
BS 5262 : 1976	1	AMD 2103	Table to Regulation B3, Item 11
BS 5314 : Part 1 : 1976	—	—	M8 (3)(b), Proviso (ii) M8 (4), Proviso
BS 5314 : Part 2 : 1976	—	—	
BS 5314 : Part 3 : 1976	—	—	
BS 5314 : Part 4 : 1976	—	—	
BS 5314 : Part 5 : 1976	—	—	
BS 5314 : Part 6 : 1976	—	—	
BS 5386 : Part 1 : 1976	—	—	
CP 101 : 1972	2	AMD 2471	M8 (3)(b), Proviso (ii) M8 (4), Proviso
CP 144 : Part 3 : 1970	1	AMD 2527	

(iii) in column (1) there shall be substituted for the entry “BS 747 : Part 2 : 1970”, the entry “BS 747 : 1977”; and

(b) in Table B—

(i) in relation to the publications specified in column (1) below there shall be added the entries set out in columns (2) and (3) below.

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<i>Publication</i>	<i>Serial Number</i>	<i>Reference Number</i>
(1)	(2)	(3)
CP3 : Chapter IV : Part 1 : 1971	3	AMD 1889
CP 110 : Part 1 : 1972	2	AMD 1881
CP 110 : Part 1 : 1972	3	AMD 2289
CP 111 : Part 2 : 1970	2	AMD 2031
CP 112 : Part 2 : 1971	3	AMD 1887
CP 114 : 1969	3	AMD 1923
CP 114 : 1969	4	AMD 2304
CP 115 : 1969	3	AMD 1922
CP 115 : 1969	4	AMD 2305
CP 116 : 1969	3	AMD 1924
CP 116 : 1969	4	AMD 2306
CP 121 : Part 1 : 1973	2	AMD 2022

(ii) the entry relating to "CP 221 : 1960" shall be omitted.

Sealed with the Official Seal of the Department of Finance for Northern Ireland on 13th March 1979.

(L.S.)

F. R. Rodgers

Assistant Secretary

SCHEDULE 1

Regulation 11(J)

Part to be substituted for Part VIII to Schedule 6 (Notional Periods of Fire Resistance) of the Principal Regulations

PART VIII: CONCRETE FLOORS

Construction and materials	Minimum thickness of solid substance including screed (in mm)	Ceiling finish for a fire resistance of—				
		4 hours	2 hours	1½ hours	1 hour	½ hour
Solid flat slab or filler joist floor. Units of channel or T section	90	25mm V	10mm V	10mm V	7mm V	nil
	100	19mm V	7mm V	7mm V	nil	nil
	125	10mm V	nil	nil	nil	nil
	150	nil	nil	nil	nil	nil
Solid flat slab or filler joist floor with 25mm wood wool slab ceiling base	90			12.5 mm G	nil	nil
	100		nil	nil	nil	nil
	125	12.5mm G	nil	nil	nil	nil
	150	nil	nil	nil	nil	nil
Units of inverted U section with minimum thickness at crown	63					nil
	75				nil	nil
	100		nil	nil	nil	nil
	150	nil	nil	nil	nil	nil
Hollow block construction or units of box or 1 section	63					nil
	75				nil	nil
	90		nil	nil	nil	nil
	125	nil	nil	nil	nil	nil
Cellular steel with concrete topping	63	12.5mm V suspended on metal lathing	12.5mm G suspended on metal lathing	12.5mm G suspended on metal lathing	12.5mm G suspended on metal lathing	nil

“V”—vermiculite-gypsum plaster. “G”—gypsum plaster.

Note: Where a column relating to ceiling finish contains no entry opposite a specification, the notional period of fire resistance specified in that column is not applicable.

EXPLANATORY NOTE

(This note is not part of the regulations but is intended to indicate their general purport.)

These regulations amend the Building Regulations (Northern Ireland) 1977. They come into operation on 1st May 1979 but do not apply to work which has been completed, or for which plans have been deposited with a district council, before that date.

The principal amendments:—

- (a) alter the definition of “high-rating appliance” for the purposes of Part L (Chimneys, flue pipes, hearths and fireplace recesses) (regulation 8);
- (b) delete all reference to “sprayed asbestos” as a deemed-to-satisfy provision in the regulations (regulation 10);
- (c) update references to British Standards and British Standard Codes of Practice as at 30th April 1978; and
- (d) make minor amendments to Part H (Stairways, ramps, balustrades and vehicle barriers) (regulation 7).