

1980 No. 331 (C. 9)

BUILDING REGULATIONS**Building Regulations (1979 Order) (Commencement No. 1) Order
(Northern Ireland) 1980***Made**1st October 1980*

The Department of Finance, in exercise of the powers conferred on it by Article 1(2) of the Building Regulations (Northern Ireland) Order 1979(a) and paragraph 2(1) and (2) of Schedule 1 to the Northern Ireland Act 1974(b) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation

1. This Order may be cited as the Building Regulations (1979 Order) (Commencement No. 1) Order (Northern Ireland) 1980.

Commencement

2. The provisions of the Building Regulations (Northern Ireland) Order 1979 indicated in column (1) of the Schedule to the extent indicated in column (2) of the Schedule shall come into operation on 1st November 1980.

Sealed with the Official Seal of the Department of Finance for Northern Ireland on
1st October 1980.

(L.S.)

F. Rodgers

Assistant Secretary

(a) S.I. 1979/1709 (N.I. 16)
(b) 1974 c. 28

SCHEDULE

Article 2

(1) <i>Provision of the Order</i>	(2) <i>Extent of implementation</i>	(3) <i>Subject matter of provision</i>
Article 1	The whole Article	Title and commencement
Article 2	The whole Article	Interpretation
Article 3	The whole Article	Building regulations
Article 4	The whole Article	Building regulations advisory committee
Article 5	The whole Article except for sub-paragraph (1)(e)	Further provisions as to the making of building regulations and the exemption therefrom of certain classes of buildings
Article 7	The whole Article	Type relaxation of building regulations
Article 9	The whole Article	Special provisions as to materials, etc., unsuitable for permanent buildings
Article 10	The whole Article	Enforcement of building regulations
Article 11	The whole Article	Powers of entry and inspection.
Article 13	The whole Article except for sub-paragraph (2)(e)	Plans deposited with a district council
Article 14	The whole Article	Miscellaneous provisions as to the approval of plans
Article 15	The whole Article	Relaxation of building regulations
Article 16	The whole Article	Appeals against the decision of district councils in applications for relaxation of building regulations
Article 17	The whole Article	Appeals to the Department
Article 18	The whole Article	Powers in relation to buildings which contravene building regulations
Article 19	The whole Article	The deposit of plans to be of no effect after a certain interval
Article 21	The whole Article	Penalties
Article 23	The whole Article	Regulations to be subject to negative resolution
Article 24	The whole Article	Transitional provisions, amendments and repeals

EXPLANATORY NOTE

(This note is not part of the Order, but is intended to indicate its general purport.)

This Order brings into operation on 1st November 1980 certain provisions of the Building Regulations (Northern Ireland) Order 1979 which consolidates the Building Regulations (Northern Ireland) Order 1972 as amended by the Building Regulations (Northern Ireland) Order 1978 and other enactments.

The provisions being brought into operation include those contained in the 1972 Order and the 1978 Order to the extent that they were commenced by the Building Regulations (1978 Order) (Commencement No. 1) Order (Northern Ireland) 1979.

Additionally some provisions of the 1972 Order which were amended by the 1978 Order and some new provisions included in the 1978 Order are now being brought into operation for the first time.

The principal additional provisions now being brought into operation are:—

- (a) Article 2(3) which defines the meaning of "building".
- (b) Article 11(1)(b) which alters the powers of entry and inspection of an authorised officer.
- (c) Article 17(2) which enables the period after which plans may be deemed to have been rejected to be extended.
- (d) Article 17(6) to (8) which gives guidance on the determination of any question of law arising in connection with an appeal under that Article.
- (e) Article 21 which raises the maximum penalties for contravention or failure to comply with building regulations and for wilful obstruction of an authorised officer.