
STATUTORY INSTRUMENTS

2015 No. 51

The Construction (Design and Management) Regulations 2015

PART 5

General

Enforcement in respect of fire

36. The enforcing authority for regulations 30 and 31 (so far as those regulations relate to fire) and regulation 32, in respect of a construction site which is contained within or forms part of premises occupied by persons other than those carrying out construction work, or any activity related to this work, is—

- (a) in England and Wales, the enforcing authority within the meaning of article 25 of the Regulatory Reform (Fire Safety) Order 2005⁽¹⁾ in respect of premises to which that Order applies; or
- (b) in Scotland, the enforcing authority within the meaning of section 61 of the Fire (Scotland) Act 2005⁽²⁾ in respect of premises to which Part 3 of that Act applies.

(1) [S.I. 2005/1541](#). Article 25 was amended by paragraphs 87 and 88 of Part 5 of Schedule 12 to the Energy Act 2013 (c.32).

(2) [2005 asp 5](#). Section 61 was amended by section 103(1)(a)(i) and (ii) and (b) and Part 2 of Schedule 8 to the [Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#); paragraph 86 of Part 5 of Schedule 12 to the Energy Act 2013; [S.I. 2005/2060](#) and [S.I. 2008/960](#). Section 78 which sets out the meaning of “relevant premises” to which Part 3 of the legislation applies was amended by paragraph 23 of Part 1 of Schedule 6 and Schedule 7 to the Housing (Scotland) Act 2006 (asp 1); [S.I. 2005/2060](#) and [S.I. 2005/352](#), [2011/211](#), [2011/369](#) and [2012/332](#).