



# Building (Scotland) Act 2003

## 2003 asp 8

### BUILDING (SCOTLAND) ACT 2003

#### **PART 1**

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- 3 Relaxation of building regulations

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- 4 Guidance documents for purposes of building regulations
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- 6 Building standards assessments

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- 7 Verifiers and certifiers

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- 9 Building warrants: grant and amendment
- 10 Building warrants: extension, alteration and conversion
- 11 Building warrants: certification of design

*Status: Point in time view as at 01/05/2005.*

*Changes to legislation: There are currently no known outstanding effects for the Building (Scotland) Act 2003. (See end of Document for details)*

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- 12 Building warrants: reference to Ministers
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- 14 Building warrants: limited life buildings
- 15 Building warrants: late applications
- 16 Applications and grants: offences

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- 19 Completion certificates: certification of construction
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- 35 Scheduled monuments, listed buildings etc.

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- 58 Modification of enactments
- 59 Commencement and short title

#### SCHEDULE 1 — Building regulations

- 1 This schedule is without prejudice to the generality of section...
- 2 Building regulations may be framed to any extent by reference...
- 3 Building regulations may make special provision for buildings intended to...
- 4 Building regulations may exempt such description of—
- 5 (1) Building regulations may, for any of the purposes specified...

#### SCHEDULE 2 — Verifiers and certifiers

- 1 A verifier or certifier is appointed under section 7(1) for...
- 2 An appointment may be made subject to such limitations as...
- 3 Despite paragraph 1, an appointment may be varied or terminated...
- 4 A person who is a certifier by virtue of membership...
- 5 When the appointment of a verifier (the “former verifier”) terminates,...
- 6 A verifier is not entitled to exercise any functions as...
- 7 An approved certifier of design is not entitled to issue...
- 8 An approved certifier of construction is not entitled to issue...
- 9 A verifier is not entitled to exercise any function as...
- 10 Such a direction may be given to a particular verifier...
- 11 For the purposes of paragraph 9, a verifier has an...
- 12 Such regulations may specify different such interests in relation to...

#### SCHEDULE 3 — Procedure regulations: particular matters

- 1 The submission to a verifier along with any application for...
- 2 The submission to a verifier along with a completion certificate...
- 3 Consultation by verifiers.
- 4 The statement by local authorities and verifiers of reasons for...
- 5 The maintenance by local authorities and verifiers of records of—...
- 6 The duration of the validity of building warrants.
- 7 The notification to local authorities and verifiers of the dates...
- 8 The maintenance by certifiers of records of certificates issued by...

#### SCHEDULE 4 — Powers of entry, inspection and testing: further provision

- 1 (1) Entry into any premises by virtue of section 39(1)...
- 2 (1) If a sheriff or justice of the peace is...
- 3 A person entitled to exercise any power conferred by section...
- 4 A person who enters any premises in the exercise of...
- 5 A person who enters any premises in the exercise of...
- 6 A person who enters any premises in the exercise of...

#### SCHEDULE 5 — Evacuation of buildings

- 1 This schedule applies for the purpose of securing the removal...
- 2 The local authority may apply to the sheriff—
- 3 Such an application must be accompanied by a certificate signed...
- 4 On such an application, the sheriff may require—
- 5 Except in a case where removal was required under section...
- 6 On an application in a case where removal was required...
- 7 The decision of the sheriff on the application is final...

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- 8 In proceedings under this schedule a certificate—
- 9 If a person removing from a building in compliance with...
- 10 But the tenant is not liable for rent in respect...
- 11 If the tenant resumes lawful occupation, the same terms and...
- 12 In paragraphs 10 and 11, “lawful” occupation means occupation which...

#### SCHEDULE 6 — Modification of enactments

- 1 The Building (Scotland) Act 1959 is repealed.
- 2 In section 21(3) (definition of “building”) of the Sewerage (Scotland)...
- 3 In the Mines and Quarries (Tips) Act 1969, in section...
- 4 The Building (Scotland) Act 1970 is repealed.
- 5 In the Chronically Sick and Disabled Persons Act 1970, in...
- 6 (1) The Fire Precautions Act 1971 is amended as follows....
- 7 (1) The Land Compensation (Scotland) Act 1973 is amended as...
- 8 In the Local Government (Scotland) Act 1973, Part I of...
- 9 In the Health and Safety at Work etc. Act 1974,...
- 10 In the Control of Pollution Act 1974, in section 61(2)...
- 11 In the Safety of Sports Grounds Act 1975, in section...
- 12 (1) In the Licensing (Scotland) Act 1976, section 23 (special...
- 13 In the Ancient Monuments and Archaeological Areas Act 1979, in...
- 14 (1) The Civic Government (Scotland) Act 1982 is amended as...
- 15 In the Roads (Scotland) Act 1984, in Schedule 9, paragraph...
- 16 In the Housing (Scotland) Act 1986, section 19 and paragraph...
- 17 In the Housing (Scotland) Act 1987, in Schedule 23, paragraph...
- 18 In the Fire Safety and Safety of Places of Sport...
- 19 In the Local Government Act 1988, in section 17(5) (which...
- 20 In the Clean Air Act 1993, in section 16(5) (which...
- 21 In the Local Government etc. (Scotland) Act 1994, in Schedule...
- 22 In the Criminal Procedure (Scotland) Act 1995, in Schedule 9(certificates...
- 23 In the Planning (Consequential Provisions) (Scotland) Act 1997, in Schedule...
- 24 In the Scotland Act 1998 (Consequential Modifications) (No.2) Order 1999,...
- 25 In section 7(3) of the Local Government in Scotland Act...

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